

FORTY-FIFTH DAY.

(Tuesday, March 17, 1925.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Satterwhite.

The roll was called and the following members were present:

Acker.	Hollowell.
Albritton.	Hoskins.
Alexander	Hull.
of Limestone.	Irwin.
Atkinson.	Jasper.
Avis.	Johnson.
Baker of Orange.	Jones.
Baker of Panola.	Justice.
Barker.	Kayton.
Barron.	Kemble.
Bateman.	Kenyon.
Bean.	King.
Bedford.	Kittrell.
Bird.	Laird.
Blount.	Lane of Hamilton.
Bobbitt.	Lane of Harrison.
Boggs.	Lipscomb.
Bonham.	Loftin.
Brown.	Mankin.
Bryant.	Masterson.
Cade.	Maxwell.
Carter.	McDonald.
Chitwood.	McDougald.
Coffey.	McFarlane.
Conway.	McGill.
Coody.	McKean.
Covey.	McNatt.
Cox of Lamar.	Montgomery.
Cox of Navarro.	Moore.
Cummings.	Nicholson.
Dale.	Parish.
Daniels.	Pavlica.
Davis of Dallas.	Pearce.
Davis of Wood.	Perdue.
DeBerry.	Petsch.
Dielmann.	Poage.
Dinkle.	Pool.
Donnell.	Pope.
Downs.	Powell.
Dunn of Falls.	Purl.
Dunn of Hopkins.	Rawlins.
Durham.	Raymer.
Enderby.	Renfro.
Farrar.	Rice.
Faulk.	Robinson.
Fields.	Rogers.
Finlay.	Rowell.
Florence.	Runge.
Foster.	Sanford.
Frnka.	Shearer.
Graves.	Sheats.
Gray.	Simmons.
Hagaman.	Sinks.
Hall.	Smith of Nueces.
Harman.	Smith of Travis.
Harper.	Smyth.
High.	Sparks.

Stautzenberger.	Wade.
Stell.	Walker.
Stevenson.	Wallace.
Storey.	Webb.
Stout.	Wells.
Strong.	Westbrook.
Taylor.	Wester.
Teer.	Williamson.
Thompson.	Wilson.
Tomme.	Woodruff.
Veatch.	Young.

Absent.

Alexander	Kinnear.
of Bastrop.	Low.
Amsler.	Merritt.
Bartlett.	Morris.
Dunlap.	Rowland.
Jacks.	Simpson.
Jordan.	Stevens.

Absent—Excused.

McBride.

A quorum was announced present.
Prayer was offered by Rev. J. C. Mitchell, Chaplain.

BILLS ORDERED NOT PRINTED.

On motion of Mr. DeBerry, Senate bill No. 405 was ordered not printed.

On motion of Mr. Wade, Senate bill No. 461 was ordered not printed.

On motion of Mr. Wells, Senate bill No. 349 was ordered not printed.

On motion of Mr. Lipscomb, Senate bill No. 97 was ordered not printed.

On motion of Mr. Simmons, Senate bill No. 342 was ordered not printed.

RELATING TO LIGHTING SYSTEM IN THE CAPITOL.

Mr. Chitwood offered the following resolution:

H. C. R. No. 54, To improve lighting system of Capitol.

Whereas, The lighting system in the Capitol building is exceedingly poor, and as a consequence endangers the eyesight of all who are forced to work by artificial light; and

Whereas, The Board of Control has had the matter of changing the lighting system under consideration for some time; and

Whereas, It appears that if the plan now being considered by the Board of Control is adopted there will be a saving of approximately twenty-two hundred dollars per year to the State of Texas; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the

Board of Control is hereby urged to take such action as they deem necessary toward the installation of such equipment as will guarantee proper illumination for the offices and legislative halls of the State Capitol.

The resolution was read second time and was adopted.

RELATING TO CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 183.

Mr. Woodruff offered the following resolution:

Whereas, The provisions of our Constitution sufficiently protect the interests of the State of Texas upon all propositions pertaining to offices created and salaries increased by members of the Legislature from the employment of such members; and

Whereas, There exists no necessity nor justification for the rider (last paragraph of the Conference Committee report to Senate bill No. 183); and

Whereas, Said paragraph constitutes a reflection on the members of this Legislature; therefore, be it

Resolved, That we respectfully request the Governor of Texas to veto and strike out said paragraph from said conference committee report.

Signed—Woodruff, Barron, Runge, Hollowell, Bartlett, Harman, Robinson, Baker of Orange, Wilson, Taylor, Amsler, Raymer, Hull, Foster, Petsch, Florence, Shearer, McDougald, Harper, Smith of Travis, Brown, Poage, Kittrell, Irwin, Rawlins, Maxwell, Lane of Hamilton, Storey, Strong, Purl, Jasper, Rowell, Daniel, Wester, Covey, Walker, Stautzenberger, Sheats, Masterson, Finlay, Renfro, Smith of Nueces, Sparks, Cox of Navarro, Lipscomb, Rowland, Kemble, Jacks, Stout, Alexander of Bastrop, Jordan.

The resolution was read second time.

Mr. Frnka raised a point of order on consideration of the resolution on the ground that it is requesting the Governor to do an act that he is prohibited from doing by the Constitution.

The Speaker declined to rule on the point of order.

Mr. Stevenson moved the previous question on the adoption of the resolution and the main question was ordered.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—46.

Baker of Orange.	Masterson.
Barker.	Montgomery.
Barron.	Petsch.
Bobbitt.	Poage.
Boggs.	Pool.
Cade.	Pope.
Covey.	Powell.
Cox of Lamar.	Purl.
Cox of Navarro.	Rawlins.
DeBerry.	Renfro.
Donnell.	Rice.
Dunn of Hopkins.	Robinson.
Faulk.	Rowell.
Finlay.	Runge.
Florence.	Shearer.
Foster.	Sheats.
Hollowell.	Sparks.
Hoskins.	Stautzenberger.
Jordan.	Stevenson.
Kemble.	Tomme.
Kittrell.	Wade.
Lane of Harrison.	Wilson.
Lipscomb.	Woodruff.

Nays—58.

Acker.	Justice.
Albritton.	Kayton.
Alexander	Laird.
of Limestone.	Lane of Hamilton.
Atkinson.	McDonald.
Avis.	McFarlane.
Baker of Panola.	McGill.
Bateman.	McKean.
Bean.	McNatt.
Bedford.	Moore.
Bird.	Parish.
Blount.	Pavlica.
Bryant.	Pearce.
Coffey.	Perdue.
Coody.	Rogers.
Davis of Wood.	Sanford.
Dielmann.	Simmons.
Dinkle.	Sinks.
Downs.	Smith of Nueces.
Durham.	Smyth.
Enderby.	Stell.
Farrar.	Stevens.
Fields.	Teer.
Frnka.	Thompson.
Gray.	Veatch.
Harman.	Wallace.
Harper.	Webb.
High.	Wester.
Jasper.	Williamson.
Jones.	Young.

Present—Not Voting.

Hall.	Nicholson.
McDougald.	Stout.

Absent.

Alexander	Bartlett.
of Bastrop.	Bonham.
Amsler.	Brown.

Carter.	Kinnear.
Chitwood.	Loftin.
Conway.	Low.
Cummings.	Mankin.
Dale.	Maxwell.
Daniels.	Merritt.
Davis of Dallas.	Morris.
Dunlap.	Raymer.
Dunn of Falls.	Rowland.
Graves.	Simpson.
Hagaman.	Smith of Travis.
Hull.	Storey.
Irwin.	Strong.
Jacks.	Taylor.
Johnson.	Walker.
Kenyon.	Wells.
King.	Westbrook.

Absent—Excused.

McBride.

RELATING TO RAISING REVENUE FOR THE STATE.

Mr. Stevenson offered the following resolution:

Whereas, Both farm and ranch land and city property of the State is bearing an unfair burden of taxation; and

Whereas, Various industries and privileges are not paying their proper share, examples being in the sale of approximately 80,000 gallons of whisky sold by the drug stores to the invalids of the State at about \$28 per gallon with no tax whatever, and in the fact that mail order houses, packing houses, commission houses, and many other such lines of business pay no tax except the ad valorem tax; and

Whereas, It is necessary for the betterment of the business conditions of the State that tick eradication and other public functions be undertaken and carried to successful conclusion; and

Whereas, The Constitution places the burden of originating tax legislation on the House of Representatives; therefore, be it

Resolved, That the Speaker of the House of Representatives be directed to appoint a committee of five from the membership of the House to investigate the problem of raising revenue for the State from what is generally known as indirect sources and to report its findings to the First Called Session of the Thirty-ninth Legislature, if there should be one, and otherwise to the Regular Session of the Fortieth Legislature; and be it further

Resolved, That the expenses of such committee be paid out of the contingent fund of the House.

The resolution was read second time. Mr. Faulk raised a point of order on further consideration of the resolution at this time on the ground that the time for the consideration of resolutions had expired.

The Speaker sustained the point of order.

RECOMMENDING THE ABOLISH- MENT OF ALL FREE PASSES.

The Speaker laid before the House, as unfinished business, for consideration at this time,

H. C. R. No. 51, Relating to free passes, with amendment by Mr. Rawlins pending.

Mr. Rawlins withdrew the pending amendment.

Question recurring on the resolution, it was lost.

ADOPTING JUNIOR MASCOT.

Mr. Lane of Harrison offered the following resolution:

Whereas, Mary Virginia Jasper was born during the Regular Session of the Thirty-ninth Legislature; and

Whereas, She is the daughter of our fellow member, Representative John E. V. Jasper; therefore, be it

Resolved by the House of Representatives of the Thirty-ninth Legislature, That Mary Virginia Jasper be appointed junior mascot No. 3 of the House of Representatives, Thirty-ninth Legislature, of the State of Texas.

The resolution was read second time and was adopted.

RELATING TO STATE PARKS BOARD.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 22, Relating to State Parks Board.

Whereas, The Thirty-eighth Legislature, at its Second Called Session, passed an act creating a State Parks Board, and authorized said Board to solicit donations to the State of tracts of land, large or small, to be used by the State for the purpose of public parks, and authorized said Board to accept in behalf of the State the title to any such tract or tracts of land, subject to the approval of the Legislature; and,

Whereas, Said State Parks Board has accepted conveyances to fifty-one (51) separate tracts of land, situated in vari-

ous portions of the State, which have been conveyed to the State; and

Whereas, Senate concurrent resolution No. 16 heretofore passed by the Thirty-ninth Legislature provides conditions under which park sites shall be received by the State of Texas; therefore, be it

Resolved by the Legislature of the State of Texas, That the State Parks Board be and it is hereby authorized to continue to function and to receive the donation of park sites under the terms of law and conditions imposed by the hereinabove Senate concurrent resolution No. 16; and that said State Parks Board be and it is further authorized to have the management and control of such park sites as shall be conveyed to the State of Texas as aforesaid and to co-operate with the various donors thereof and the citizens of the various communities in which said park sites are situated in the improvement and maintenance thereof; provided, however, that the State of Texas shall by no act of said Board be placed under any obligation for the purchase of said park sites or the improvement and maintenance thereof.

Said State Parks Board is directed to make annual reports to the State Board of Control.

The resolution was read second time.

Mr. Barker moved the previous question on the resolution and the main question was ordered.

Question recurring on the resolution, it was lost.

PROVIDING FOR PAYMENT OF CERTAIN TAXES.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 39, Providing for payment of certain taxes.

Whereas, Article 7507, subdivision 3, of the Revised Statutes of 1920, provides that all taxes due by the State to the several counties in the State wherever farms are owned and operated by the penitentiary system, shall be paid out of the revenues derived from said farms by the officers in charge; and

Whereas, It has been brought to the attention of the Thirty-ninth Legislature that this provision of the law has not been complied with and that taxes due said counties have become delinquent; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That it is the wish of this Legislature

that this statute be complied with, and that the officer or officers in charge of these several farms are hereby instructed to pay said taxes as they become due, as directed by law.

The resolution was read second time.

Mr. McFarlane moved that the resolution be referred to the Committee on Constitutional Amendments.

Mr. Rice moved to table the motion to refer.

Mr. Barker moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today.

The motion prevailed.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Barker, the Sergeant-at-Arms was instructed to bring in all absentees within the city.

The roll was called and the following members were present:

Acker.	Dunn of Falls.
Albritton.	Dunn of Hopkins.
Alexander	Durham.
of Limestone.	Enderby.
Atkinson.	Farrar.
Avis.	Faulk.
Baker of Orange.	Fields.
Baker of Panola.	Finlay.
Barker.	Florence.
Barron.	Foster.
Bateman.	Frnka.
Bean.	Graves.
Bedford.	Gray.
Bird.	Hagaman.
Blount.	Hall.
Bobbitt.	Harman.
Boggs.	Harper.
Bryant.	High.
Cade.	Hoskins.
Carter.	Hull.
Chitwood.	Irwin.
Coffey.	Jasper.
Conway.	Jones.
Coody.	Jordan.
Covey.	Justice.
Cox of Lamar.	Kayton.
Cox of Navarro.	Kemble.
Cummings.	Kenyon.
Dale.	King.
Daniels.	Laird.
Davis of Dallas.	Lane of Hamilton.
Davis of Wood.	Lane of Harrison.
DeBerry.	Mankin.
Dielmann.	Masterson.
Dinkle.	Maxwell.
Donnell.	McDonald.
Downs.	McDougald.

McFarlane.	Shearer.
McGill.	Sheats.
McKean.	Simmons.
McNatt.	Sinks.
Montgomery.	Smith of Nueces.
Moore.	Smith of Travis.
Nicholson.	Stautzenberger.
Parish.	Stell.
Pavlica.	Stevens.
Pearce.	Storey.
Perdue.	Stout.
Petsch.	Strong.
Poage.	Taylor.
Pool.	Tomme.
Pope.	Veatch.
Powell.	Wade.
Purl.	Walker.
Rawlins.	Wallace.
Renfro.	Webb.
Rice.	Wells.
Robinson.	Wester.
Rogers.	Williamson.
Rowell.	Wilson.
Runge.	Young.
Sanford.	

Absent.

Alexander	Low.
of Bastrop.	Merritt.
Amsler.	Morris.
Bartlett.	Raymer.
Bonham.	Rowland.
Brown.	Simpson.
Dunlap.	Smyth.
Hollowell.	Sparks.
Jacks.	Stevenson.
Johnson.	Teer.
Kinnear.	Thompson.
Kittrell.	Westbrook.
Lipscomb.	Woodruff.
Loftin.	

Absent—Excused.

McBride.

Question recurring on the motion of Mr. Rice, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—40.

Albritton.	Hall.
Alexander	Harper.
of Limestone.	High.
Baker of Panola.	Jasper.
Barron.	Kenyon.
Boggs.	King.
Coody.	Laird.
Cox of Lamar.	Lane of Hamilton.
Cox of Navarro.	Masterson.
Cummings.	Pool.
DeBerry.	Pope.
Downs.	Renfro.
Enderby.	Rice.
Farrar.	Runge.
Fields.	Sanford.
Finlay.	Shearer.

Sheats.	Stevens.
Simmons.	Taylor.
Sinks.	Wallace.
Smith of Nueces.	Williamson.
Stell.	Young.

Nays—60.

Acker.	Kittrell.
Atkinson.	Lane of Harrison.
Avis.	Mankin.
Barker.	Maxwell.
Bateman.	McDonald.
Bean.	McDougald.
Bedford.	McFarlane.
Bobbitt.	McGill.
Bryant.	McNatt.
Cade.	Montgomery.
Carter.	Pavlica.
Coffey.	Pearce.
Conway.	Perdue.
Covey.	Petsch.
Dale.	Poage.
Davis of Wood.	Powell.
Dielmann.	Purl.
Dinkle.	Rawlins.
Donnell.	Rogers.
Durham.	Rowell.
Faulk.	Stautzenberger.
Foster.	Storey.
Graves.	Stout.
Gray.	Strong.
Harman.	Tomme.
Hoskins.	Veatch.
Hull.	Walker.
Jordan.	Webb.
Justice.	Wells.
Kayton.	Wester.

Present—Not Voting.

Blount.	Nicholson.
Chitwood.	

Absent.

Alexander	Lipscomb.
of Bastrop.	Loftin.
Amsler.	Low.
Baker of Orange.	McKean.
Bartlett.	Merritt.
Bird.	Moore.
Bonham.	Morris.
Brown.	Parish.
Daniels.	Raymer.
Davis of Dallas.	Robinson.
Dunlap.	Rowland.
Dunn of Falls.	Simpson.
Dunn of Hopkins.	Smith of Travis.
Florence.	Smyth.
Frnka.	Sparks.
Hagaman.	Stevenson.
Hollowell.	Teer.
Irwin.	Thompson.
Jacks.	Wade.
Johnson.	Westbrook.
Jones.	Wilson.
Kemble.	Woodruff.
Kinnear.	

Absent—Excused.

McBride.

Mr. Strong moved the previous question on the pending motion and the resolution, and the main question was ordered.

Question recurring on the motion to refer the resolution, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—69.

Acker.	Lipscomb.
Albritton.	Mankin.
Atkinson.	McDonald.
Avis.	McDougald.
Baker of Orange.	McFarlane.
Baker of Panola.	McGill.
Barker.	McNatt.
Barron.	Montgomery.
Bean.	Moore.
Bedford.	Parish.
Bird.	Pavlica.
Cade.	Pearce.
Coffey.	Poage.
Conway.	Pool.
Covey.	Powell.
Davis of Wood.	Rawlins.
Dielmann.	Renfro.
Dinkle.	Rice.
Downs.	Rogers.
Enderby.	Runge.
Farrar.	Sanford.
Fields.	Sheats.
Finlay.	Simmons.
Florence.	Smith of Nueces.
Foster.	Smith of Travis.
Frnka.	Stell.
Graves.	Stout.
Harman.	Taylor.
Hoskins.	Thompson.
Hull.	Tomme.
Jones.	Walker.
Jordan.	Webb.
Kenyon.	Wells.
King.	Wester.
Lane of Hamilton.	Wilson.
Lane of Harrison.	

Nays—31.

Alexander	Hall.
of Limestone.	High.
Boggs.	Justice.
Brown.	Kayton.
Bryant.	Laird.
Carter.	Maxwell.
Chitwood.	Perdue.
Coody.	Petsch.
Cox of Navarro.	Pope.
Davis of Dallas.	Purl.
DeBerry.	Robinson.
Donnell.	Shearer.
Gray.	Sinks.

Stautzenberger.
Stevens.
Strong.

Veatch.
Wallace.
Williamson.

Present—Not Voting.

Harper.

Nicholson.

Absent.

Alexander	Kemble.
of Bastrop.	Kinnear.
Amsler.	Kittrell.
Bartlett.	Loftin.
Bateman.	Low.
Blount.	Masterson.
Bobbitt.	McKean.
Bonham.	Merritt.
Cox of Lamar.	Morris.
Cummings.	Raymer.
Dale.	Rowell.
Daniels.	Rowland.
Dunlap.	Simpson.
Dunn of Falls.	Smyth.
Dunn of Hopkins.	Sparks.
Durham.	Stevenson.
Faulk.	Storey.
Hagaman.	Teer.
Hollowell.	Wade.
Irwin.	Westbrook.
Jacks.	Woodruff.
Jasper.	Young.
Johnson.	

Absent—Excused.

McBride.

RELATING TO STATE PARKS BOARD.

Mr. Lane of Harrison moved to reconsider the vote by which Senate concurrent resolution No. 22, relating to State Parks Board, was lost.

Mr. Fields moved to table the motion to reconsider.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—66.

Acker.	Davis of Dallas.
Albritton.	DeBerry.
Alexander	Dielmann.
of Limestone.	Dinkle.
Baker of Panola.	Donnell.
Barker.	Dunn of Hopkins.
Barron.	Farrar.
Bateman.	Fields.
Bean.	Finlay.
Bedford.	Florence.
Bobbitt.	Foster.
Brown.	Frnka.
Cade.	Graves.
Chitwood.	Gray.
Coffey.	Harper.
Conway.	High.
Coody.	Hoskins.

Hull.	Rice.
Jordan.	Robinson.
Kayton.	Rogers.
Kenyon.	Rowell.
King.	Sanford.
Laird.	Smith of Nueces.
McDonald.	Stautzenberger.
McFarlane.	Stell.
McGill.	Stout.
Moore.	Taylor.
Parish.	Thompson.
Pavlica.	Veatch.
Pearce.	Walker.
Perdue.	Westbrook.
Powell.	Wester.
Purl.	Wilson.
Rawlins.	Young.

Nays—45.

Atkinson.	Lane of Hamilton.
Avis.	Lane of Harrison.
Baker of Orange.	Mankin.
Bird.	Maxwell.
Boggs.	McDougald.
Bryant.	Montgomery.
Carter.	Petsch.
Covey.	Poage.
Cox of Lamar.	Pope.
Cox of Navarro.	Renfro.
Cummings.	Runge.
Davis of Wood.	Shearer.
Downs.	Sheats.
Dunn of Falls.	Simmons.
Enderby.	Sinks.
Faulk.	Stevens.
Hall.	Tomme.
Jasper.	Wallace.
Jones.	Webb.
Justice.	Wells.
Kemble.	Williamson.
Kittrell.	

Present—Not Voting.

Lipscomb.	Nicholson.
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Absent.

Alexander of Bastrop.	Masterson.
Amsler.	McKean.
Bartlett.	McNatt.
Blount.	Merritt.
Bonham.	Morris.
Dale.	Pool.
Daniels.	Raymer.
Dunlap.	Rowland.
Durham.	Simpson.
Hagaman.	Smith of Travis.
Harman.	Smyth.
Hollowell.	Sparks.
Irwin.	Stevenson.
Jacks.	Storey.
Johnson.	Strong.
Kinnear.	Teer.
Loftin.	Wade.
Low.	Woodruff.

Absent—Excused.

McBride.

BILLS AND RESOLUTIONS SIGNED
BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

S. B. No. 189, "An Act reorganizing the State of Texas into supreme judicial districts for the purpose of constituting and organizing Courts of Civil Appeals therein; creating the Eleventh Judicial District of Texas, with Eastland as the site of said court; providing for the appointment and qualification of the judges of said Eleventh Supreme Judicial District, and other officers thereof; providing for the transfer of cases and regulating appeals from the lower courts of the counties constituting said Eleventh Judicial District of Texas, and declaring an emergency."

H. B. No. 633, "An Act to amend Section 2 of Chapter 4 of the Local and Special Laws enacted by the Thirty-fourth Legislature at its Regular Session in 1915, in so far as it applies to Atascosa county, by adding thereto Sections 2a and 2b, to permit the issuance of bonds by Atascosa county, for the purpose of funding or refunding indebtedness incurred for road and bridge purposes; providing for the distribution of the road and bridge fund of said county, and declaring an emergency."

H. B. No. 679, "An Act to amend Chapter 76 of the General Laws of the Regular Session of the Thirty-eighth Legislature, so as to continue the duration and existence of the district court of Stephens county, Ninety-second Judicial District, until April 15, 1925, and providing that as to said district court of Stephens county said Chapter 76 shall continue in force and effect until said time, and declaring an emergency."

H. B. No. 321, "An Act providing for the protection of rainbow trout in the fresh waters of Texas; providing for a two-year closed season, and a closed season during certain months thereafter; prescribing a legal size and a daily bag limit; prohibiting the sale and barter of rainbow trout; prescribing a penalty, and declaring an emergency."

S. B. No. 406, "An Act making certain emergency and supplemental appropriations out of the general revenue of the State for the several institutions and departments of the State government as named herein for the balance of the

fiscal year ending August 31, 1925, and declaring an emergency."

H. B. No. 329, "An Act repealing Chapter 8 of the General Laws of the Fourth Called Session of the Thirty-sixth Legislature, and declaring an emergency."

H. B. No. 608, "An Act amending an Act of the Thirty-eighth Legislature, Chapter 92, page 335, said act being a special road law for Nacogdoches county, so as to eliminate Section 11 of said act and provide for three days warning to road hands instead of fifteen days, and repealing all special laws relating to public roads of Nacogdoches county, as well as all general laws in conflict with this act, and to create by this act a more efficient road system for Nacogdoches county, Texas; to provide for the appointment of hands and laying out of road precincts; specifying those subject to road duty and the number of days they shall work upon the public roads each year; to provide for relieving citizens of road duty by payment to the county treasurer of five dollars for each road year; to encourage donation to the public roads by citizens of said county, and providing for donations to be duplicated by the county treasurer out of the road and bridge fund of said county; providing for appointment of road overseers; making county commissioners of said county supervisors of the roads in their commissioner's precinct; prescribing their duties; prescribing the mode of warning those subject to road duty under the terms of this act, and making it a misdemeanor to violate the provisions of this act, and fixing a penalty therefor; and repealing all general and special laws in conflict herewith, and declaring an emergency."

H. B. No. 573, "An Act to create the Nell Independent School District situated in Live Oak county, Texas; providing for a board of seven trustees; defining the powers of said board of trustees; placing the district in all other matters under the provisions of the general law, and declaring an emergency."

H. B. No. 638, "An Act amending the special road law of Titus county, Texas, so as to authorize the commissioners court to fund the road and bridge indebtedness of said county by the issuance of funding or refunding bonds, and to levy a tax in payment thereof, and declaring an emergency."

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 393.

Mr. Blount, Chairman, called up for consideration at this time the Free Con-

ference Committee report on Senate bill No. 393, the report having been printed in the Journal of last Saturday.

Mr. Laird moved that further consideration of the report be postponed until 10 o'clock a. m. tomorrow.

Mr. Purl moved to table the motion to postpone.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—77.

Acker.	Lipscomb.
Albritton.	Loftin.
Alexander	Mankin.
of Limestone.	McDonald.
Avis.	McDougald.
Baker of Panola.	McGill.
Barron.	McKean.
Bean.	Montgomery.
Blount.	Nicholson.
Bobbitt.	Parish.
Bryant.	Petsch.
Cade.	Pool.
Carter.	Pope.
Chitwood.	Purl.
Coffey.	Rawlins.
Conway.	Renfro.
Coody.	Rogers.
Cox of Navarro.	Rowell.
Davis of Dallas.	Runge.
Dielmann.	Sanford.
Dunn of Falls.	Shearer.
Dunn of Hopkins.	Sheats.
Farrar.	Simmons.
Faulk.	Sinks.
Fields.	Smith of Travis.
Florence.	Sparks.
Frnka.	Stautzenberger.
Gray.	Stell.
Hagaman.	Stevens.
Hall.	Stevenson.
Harman.	Storey.
Harper.	Stout.
Hoskins.	Storey.
Hull.	Veatch.
Jones.	Wade.
Justice.	Webb.
Kayton.	Westbrook.
King.	Wester.
Kittrell.	Williamson.
Lane of Harrison.	Young.

Nays—41.

Atkinson.	Davis of Wood.
Baker of Orange.	DeBerry.
Barker.	Donnell.
Bateman.	Durham.
Bedford.	Enderby.
Bird.	Finlay.
Boggs.	Foster.
Covey.	Graves.
Cox of Lamar.	High.
Cummings.	Irwin.

Jasper.
Johnson.
Kemble.
Kenyon.
Laird.
Masterson.
Maxwell.
McFarlane.
McNatt.
Moore.
Pavlica.

Pearce.
Perdue.
Poage.
Rice.
Robinson.
Smyth.
Strong.
Thompson.
Tomme.
Walker.

Absent.

Alexander
of Bastrop.
Amsler.
Bartlett.
Bonham.
Brown.
Dale.
Daniels.
Dinkle.
Downs.
Dunlap.
Hollowell.
Jacks.
Jordan.
Kinnear.

Lane of Hamilton.
Low.
Merritt.
Morris.
Powell.
Raymer.
Rowland.
Simpson.
Smith of Nueces.
Teer.
Wallace.
Wells.
Wilson.
Woodruff.

Absent—Excused.

McBride.

Mr. Irwin moved that the House reject the Conference Committee report and that a new Conference Committee be appointed.

Mr. Purl moved to table the motion of Mr. Irwin.

Mr. Petsch moved the previous question on the pending motion and the report, and the main question was ordered.

Question first recurring on the motion to table the motion by Mr. Irwin, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—75.

Acker.
Alexander
of Limestone.
Baker of Orange.
Baker of Panola.
Barron.
Bateman.
Bean.
Blount.
Bobbitt.
Boggs.
Brown.
Cade.
Chitwood.
Coffey.
Conway.
Coody.
Cox of Navarro.
DeBerry.

Dielmann.
Dunn of Falls.
Dunn of Hopkins.
Enderby.
Faulk.
Florence.
Foster.
Frnka.
Gray.
Hall.
Harper.
Hoskins.
Jasper.
Johnson.
Jones.
Justice.
Kayton.
Kenyon.
King.

Kittrell.
Lane of Harrison.
Loftin.
Mankin.
Masterson.
McDonald.
McGill.
McKean.
Montgomery.
Moore.
Nicholson.
Parish.
Petsch.
Pool.
Pope.
Purl.
Robinson.
Rogers.
Rowell.
Runge.
Sanford.

Shearer.
Sinks.
Smith of Nueces.
Smith of Travis.
Smyth.
Sparks.
Stautzenberger.
Stevens.
Stevenson.
Storey.
Stout.
Thompson.
Wade.
Wallace.
Webb.
Westbrook.
Wester.
Williamson.
Wilson.
Woodruff.
Young.

Nays—36.

Albritton.
Atkinson.
Bedford.
Bird.
Bryant.
Carter.
Covey.
Cox of Lamar.
Cummings.
Davis of Wood.
Donnell.
Durham.
Fields.
Finlay.
Graves.
High.
Hull.
Irwin.

Kemble.
Laird.
Lane of Hamilton.
Low.
McDougald.
McFarlane.
McNatt.
Pavlica.
Pearce.
Perdue.
Poage.
Renfro.
Sheats.
Stell.
Taylor.
Tomme.
Veatch.
Walker.

Absent.

Alexander
of Bastrop.
Amsler.
Avis.
Barker.
Bartlett.
Bonham.
Dale.
Daniels.
Davis of Dallas.
Dinkle.
Downs.
Dunlap.
Farrar.
Hagaman.
Harman.
Hollowell.

Jacks.
Jordan.
Kinnear.
Lipscomb.
Maxwell.
Merritt.
Morris.
Powell.
Rawlins.
Raymer.
Rice.
Rowland.
Simmons.
Simpson.
Strong.
Teer.
Wells.

Absent—Excused.

McBride.

Question next recurring on the adoption of the Conference Committee report, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—87.

Mr. Speaker.	Mankin.
Acker.	Masterson.
Alexander	McDonald.
of Limestone.	McGill.
Avis.	McKean.
Baker of Orange.	Montgomery.
Baker of Panola.	Moore.
Barron.	Nicholson.
Bateman.	Parish.
Bean.	Pearce.
Blount.	Perdue.
Bobbitt.	Petsch.
Boggs.	Pool.
Brown.	Pope.
Cade.	Purl.
Carter.	Rice.
Chitwood.	Robinson.
Coffey.	Rogers.
Conway.	Rowell.
Cox of Navarro.	Runge.
DeBerry.	Sanford.
Dielmann.	Shearer.
Downs.	Sheats.
Dunn of Falls.	Sinks.
Dunn of Hopkins.	Smith of Nueces.
Faulk.	Smith of Travis.
Florence.	Smyth.
Foster.	Sparks.
Gray.	Stautzenberger.
Hagaman.	Stevens.
Hall.	Stevenson.
Harman.	Storey.
Harper.	Stout.
Hoskins.	Strong.
Irwin.	Wade.
Johnson.	Wallace.
Jones.	Webb.
Justice.	Wells.
Kayton.	Westbrook.
Kenyon.	Wester.
King.	Williamson.
Lane of Harrison.	Wilson.
Lipscomb.	Woodruff.
Loftin.	Young.
Low.	

Nays—37.

Albritton.	Fields.
Atkinson.	Finlay.
Barker.	Graves.
Bedford.	High.
Bird.	Hull.
Bryant.	Jasper.
Coody.	Kemble.
Covey.	Laird.
Cox of Lamar.	Lane of Hamilton.
Cummings.	McDougald.
Davis of Wood.	McFarlane.
Donnell.	McNatt.
Durham.	Pavlica.
Enderby.	Poage.
Farrar.	Renfro.

Simmons.
Stell.
Taylor.

Thompson.
Veatch.
Walker.

Absent.

Alexander	Jordan.
of Bastrop.	Kinnear.
Amsler.	Kittrell.
Bartlett.	Maxwell.
Bonham.	Merritt.
Dale.	Morris.
Davis of Dallas.	Powell.
Dinkle.	Rawlins.
Dunlap.	Raymer.
Frnka.	Rowland.
Hollowell.	Simpson.
Jacks.	Teer.

Absent—Excused.

McBride.

Paired.

Mr. Tomme (present), who would vote "nay," with Mr. Daniel (absent), who would vote "yea."

Mr. Blount moved to reconsider the vote by which the report was adopted and to table the motion to reconsider.

The motion to table prevailed.

Reason for Vote.

I voted "nay" on Free Conference report, not because I wanted to reduce the Texas University, Agricultural and Mechanical College and College of Industrial Arts appropriations, but as I stated on the floor of the House, I would be glad to increase their appropriations. I likewise wanted to "help" the little schools. I want to see the little State schools and the public schools taken care of, even if it is necessary to appropriate more money to do so.

IRWIN.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 312, A bill to be entitled "An Act amending Section 9 of Chapter 87, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, amended by Chapter 28, Second Called Session of the Thirty-sixth Legislature, amended by Chapter 11, Second Called Session of the Thirty-eighth Legislature, by limiting the issu-

ance of notes to four per cent of the proposed cost of improvements to be made in creating water improvement districts; and amending Section 80 of Chapter 87, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, by omitting the provision in the last part of said section which provides for the change in boundary lines in irrigation districts; and amending Section 118a, Chapter 87, of the Acts of the Regular Session of the Thirty-fifth Legislature, added in Chapter 28, First Called Session of the Thirty-sixth Legislature, referring to the inclusion of towns and municipal corporations in water improvement districts, and declaring an emergency."

S. B. No. 303, A bill to be entitled "An Act to authorize owners of oil and gas permits and leases heretofore issued or hereafter issued on fresh water lakes to sell and transfer same as a whole or in tracts of not less than forty acres, and to authorize owners of oil and gas permits and leases heretofore issued or hereafter issued on river beds to sell and transfer same as a whole or in tracts of not less than two thousand six hundred forty linear feet following the meandering of such river; providing for recording transfers, filing same in the General Land Office; subdividing permits and leases upon payment of certain fees; providing for dissolution of combined permits and leases; appropriating fees to general revenue and public free school fund; providing for assignee to assume obligations of the original permittee or lessee on the area assigned, and declaring an emergency."

S. B. No. 373, A bill to be entitled "An Act amending and providing for the redemption, by the owner, of land or land lots heretofore sold, or that may be sold, to the State, city or town for taxes, and repealing all laws in conflict therewith, and declaring an emergency, passed at the Fourth Called Session of the Thirty-fifth Legislature, being Chapter 69, House bill No. 165, approved April 2, 1918, by providing a right of redemption in sales of real property for taxes."

S. B. No. 345, A bill to be entitled "An Act to amend Article 2914 of the Revised Statutes of Texas of 1911, relating to dividing cities and towns into election precincts by the commissioners court, so as to provide that it shall be the duty of commissioners courts to re-

establish and reorganize the election precincts in incorporated cities, towns and villages so that no such precinct shall have resident therein more than four hundred voters as shown by the vote cast at the last preceding general city election, and providing for additional subdivision of such precincts when the number of voters therein exceeds four hundred; providing when an election precinct shall not be made out of parts of two or more wards; providing a method for enforcing the provisions of this act, and declaring an emergency."

H. B. No. 593, A bill to be entitled "An Act to amend Section 2, Chapter 40, Local and Special Laws, enacted by the Regular Session of the Thirty-fourth Legislature in 1915, same being an amendment to San Saba county special road law, by adding thereto Section 2a, to permit the issuance of bonds by San Saba county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency."

H. B. No. 588, A bill to be entitled "An Act to amend Section 1 of Chapter 3, Special Laws of the Thirty-eighth Legislature, Third Called Session, the same being entitled 'An Act to create Roscoe Independent School District in Nolan county, Texas.'"

H. B. No. 600, A bill to be entitled "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas for 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142 of the General Laws, as amended by Chapter 55 of the General Laws of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 32 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, as amended by Chapter 96 of the General Laws of the Regular Session of the Thirty-seventh Legislature, authorizing county attorneys and district attorneys in counties having a population in excess of one hundred thousand inhabitants, where there is also a district attorney, to appoint deputies, or assistants, by adding Article 3903a, providing that counties composing one judicial district and the population being between thirty-seven thousand and five hundred and one hundred thousand, and the county attorney performs the duties of county attorney and district attorney."

H. B. No. 578, A bill to be entitled "An Act creating Vogelsang Common

School District No. 86 in Milam county, Texas."

H. B. No. 558, A bill to be entitled "An Act creating and incorporating the Edna Independent School District in Jackson county, Texas."

H. B. No. 563, A bill to be entitled "An Act creating and incorporating the Runningwater Independent School District of Hale county, Texas, for free school purposes only; defining its boundaries; vesting it with all the rights, powers, duties and privileges of independent school districts under the general laws of Texas pertaining thereto; providing a board of trustees; raising bonds and maintaining public free schools therein; vesting all lands, buildings and all other property now owned and held for free school purposes by Runningwater Common School District in the Runningwater Independent School District," etc.

H. B. No. 561, A bill to be entitled "An Act creating the Halfway Independent School District situated in Hale county, Texas; defining its metes and bounds; vesting it with rights, powers, duties and privileges of independent districts incorporated for school purposes only under the general laws; providing for a board of five (5) trustees therefor; providing a board of equalization, and prescribing the duties and authority of said board, and of said trustees; declaring valid a maintenance tax heretofore voted; declaring valid all debts owing to and by said district, and declaring an emergency."

H. B. No. 473, A bill to be entitled "An Act to amend an act of the Second Called Session of the Thirty-eighth Legislature, Chapter 29, entitled 'An Act enlarging the Megargel Independent School District; an act defining the boundaries of the Megargel County Line Independent School District; providing for the transportation of pupils; for assessing and collecting taxes; authorizing the trustees to sue for the collection of delinquent taxes; providing that said district assume payment of that pro rata part of indebtedness due by the district on account of territory out of said district by this act; providing that any part of this act being declared invalid shall not affect other parts; giving the trustees the right to increase the area of said district,' and declaring an emergency."

H. B. No. 523, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having

a population of not less than 17,000, according to the United States census of 1920, and which have an area of not less than 1060 square miles nor more than 1200 square miles, and which have assessed valuation of not less than \$10,000,000, and which do not contain a city or town of more than 7500, and declaring an emergency."

H. B. No. 575, A bill to be entitled "An Act fixing the compensation of county commissioners in counties which now have or may hereafter have an area of not less than 650 square miles nor more than 850 square miles, and a population of not less than 25,000 nor more than 30,000, according to the last United States census, and declaring an emergency."

H. B. No. 672, A bill to be entitled "An Act creating the Irwindell Independent School District in Dallas county."

H. B. No. 503, A bill to be entitled "An Act to exempt the county of Howard from the provisions and operations of Articles 7256 to 7304, inclusive, of Chapter 7, Title 124, of the Revised Civil Statutes of 1911, relating to the inspection of hides and animals; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 555, A bill to be entitled "An Act to increase and fix the salary of the superintendent of public instruction of Harris county, Texas; providing for office and traveling expenses, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 673, A bill to be entitled "An Act to amend Section 3, Chapter 51, Local and Special Laws of the State of Texas, passed at the Regular Session of the Thirty-seventh Legislature, providing for the time for the election of trustees of the San Antonio Independent School District, so as to change the time of holding said election."

H. B. No. 658, A bill to be entitled "An Act providing for better and more efficient road construction and maintenance in DeWitt county, Texas, being a local and special road law for said county; providing penalties for the violation of any of the provisions of this act, and declaring an emergency," with amendments.

H. B. No. 174, A bill to be entitled "An Act to acquit, quit-claim, grant and release unto Laura Weir Scott, her heirs and assigns all right, title and interest which the State of Texas now has or may hereafter have in and to the

tract of 110 acres of land, more or less, part of the J. S. Irvine survey, situated in Hays and Travis counties, Texas, described in the deed dated April 19, 1922, executed by Mrs. Montie B. Botts to the said Laura Weir Scott and of record in book No. 335, pages 363 to 365, of the deed records of Travis county, Texas, which right, title and interest the State of Texas has or may have by virtue of the following provision contained in said deed, to-wit: during the lifetime of the said Frank D. Scott, the said Laura Weir Scott shall not have any right nor power to sell, mortgage or encumber in any way the land hereby conveyed to her and if she, at any time, undertakes to so do, either directly or indirectly, then immediately and automatically all interest therein in her favor will absolutely terminate and end, and from that date or occurrence forward she will have no further interest in said property of any kind or character, but, in any such event or events, the title thereto will vest in fee simple together and equally in any lawful issue of her body then living and in the absence of any such living issue same will revert and become the property of the State of Texas."

H. B. No. 549, A bill to be entitled "An Act exempting Travis county for a period of two years from the provisions of Chapter 12, Section 3, Acts of 1917, Third Called Session, as amended by Chapter 87, Section 3, Acts of 1918, Fourth Called Session, and Chapter 172, Regular Session of the Thirty-eighth Legislature, and providing for an emergency."

H. B. No. 544, A bill to be entitled "An Act to create the Ackery Independent School District in Dawson, Borden, Howard and Martin counties, Texas."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

MOTION TO TAKE UP SENATE BILL NO. 434.

Mr. Stautzenberger moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading

S. B. No. 434, A bill to be entitled "An Act to aid in protection of the property and lives of citizens in a part of Brazoria county from further disastrous and calamitous overflows and conserving and increasing the harbor facilities at the mouth of the Brazos River

in Brazoria county, Texas, and to prevent the repeated shoaling of the waters on the bar of the harbor at the mouth of said river caused by deposit of silt from the flooding waters of the Brazos River in the channel of said river and in the Gulf of Mexico, and for the purpose of assisting in the preventing of future overflowing of said river by granting and donating the said portion of Brazoria county for a term of twenty-five years, or so much thereof as may be necessary, a portion of the State ad valorem tax levied and collected on property subject to taxation in such portion of Brazoria county, to be used in making part payment of the interest and sinking fund of bonds to be used by said county; to provide for the construction of the necessary breakwaters, levees, dykes, floodways and diversions, and providing for the diversion of the channel of said Brazos River near its mouth, and providing for the administration of this act."

The motion was lost.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 34, to the Committee on Municipal and Private Corporations.

Senate bill No. 367, to the Committee on Oil, Gas and Mining.

Senate bill No. 373, to the Committee on State Affairs.

Senate bill No. 312, to the Committee on Conservation and Reclamation.

RELATING TO JOINT RESOLUTIONS.

Mr. Petsch moved that further consideration of all joint resolutions on the Speaker's table be postponed until 6:30 o'clock p. m. today.

Mr. McFarlane moved to table the motion to postpone.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—62.

Acker.
Albritton.
Atkinson.
Avis.
Bateman.
Bedford.
Bird.
Boggs.
Bryant.
Carter.

Coffey.
Coody.
Covey.
Cox of Lamar.
Cox of Navarro.
Cummings.
Davis of Wood.
Dinkle.
Donnell.
Dunn of Hopkins.

Enderby.	Pool.
Farrar.	Pope.
Finlay.	Rice.
Florence.	Robinson.
Hagaman.	Rowell.
Harman.	Sanford.
Hull.	Sheats.
Jones.	Sinks.
Jordan.	Smith of Nueces.
Justice.	Smith of Travis.
King.	Smyth.
Laird.	Stautzenberger.
Lipscomb.	Stell.
Mankin.	Storey.
Maxwell.	Strong.
McDougald.	Taylor.
McFarlane.	Thompson.
McKean.	Veatch.
McNatt.	Walker.
Moore.	Westbrook.
Pavlica.	Wester.

Nays—60.

Alexander of Limestone.	Loftin.
Baker of Orange.	Low.
Baker of Panola.	Masterson.
Barker.	McDonald.
Barron.	McGill.
Bean.	Montgomery.
Bobbitt.	Nicholson.
Cade.	Parish.
Chitwood.	Pearce.
Conway.	Perdue.
Dale.	Petsch.
DeBerry.	Poage.
Dielmann.	Powell.
Downs.	Purl.
Dunn of Falls.	Rawlins.
Durham.	Renfro.
Faulk.	Rogers.
Fields.	Runge.
Foster.	Shearer.
Frnka.	Simmons.
Graves.	Sparks.
Gray.	Stevenson.
Hall.	Stout.
Harper.	Tomme.
High.	Wade.
Hoskins.	Wallace.
Irwin.	Webb.
Kenyon.	Wells.
Kittrell.	Wilson.
Lane of Harrison.	Woodruff.
	Young.

Present—Not Voting.

Jasper.

Absent.

Alexander of Bastrop.	Davis of Dallas.
Amsler.	Dunlap.
Bartlett.	Hollowell.
Blount.	Jacks.
Bonham.	Johnson.
Brown.	Kayton.
Daniels.	Kemble.
	Kinnear.

Lane of Hamilton.	Simpson.
Merritt.	Stevens.
Morris.	Teer.
Raymer.	Williamson.
Rowland.	

Absent—Excused.

McBride.

On motion of Mr. Bobbitt further consideration of the joint resolutions was postponed until 7:30 o'clock p. m. today.

SENATE BILL NO. 290 ON SECOND READING.

On motion of Mr. Woodruff, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading, S. B. No. 290, A bill to be entitled "An Act to amend Section 2, Chapter 185 of the Acts of the Regular Session of the Thirty-eighth Legislature of the State of Texas, pertaining to the business of private banks, so as to eliminate the retroactive feature of said act, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 569 ON SECOND READING.

On motion of Mr. Maxwell, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 569, A bill to be entitled "An Act to validate all homestead claims or pre-emptions filed in the General Land Office July 16, 1888, and on which the residence of the first assignee can not be proved, but on which the second assignee has lived twenty years or more, and authorizing patents to be issued thereon, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 569 ON THIRD READING.

Mr. Maxwell moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 569 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Mr. Speaker.	Alexander
Acker.	of Limestone.
Albritton.	Atkinson.

Baker of Orange.	Kittrell.
Barker.	Laird.
Barron.	Lane of Harrison.
Bateman.	Low.
Bean.	Mankin.
Bedford.	Maxwell.
Bird.	McGill.
Bobbitt.	McKean.
Boggs.	McNatt.
Brown.	Montgomery.
Bryant.	Moore.
Cade.	Pearce.
Carter.	Perdue.
Chitwood.	Petsch.
Coffey.	Poage.
Conway.	Pope.
Cox of Lamar.	Purl.
Cox of Navarro.	Rawlins.
Cummings.	Renfro.
Dale.	Rice.
Dielmann.	Robinson.
Dinkle.	Rogers.
Donnell.	Rowell.
Downs.	Sanford.
Dunn of Falls.	Shearer.
Dunn of Hopkins.	Sheats.
Durham.	Simmons.
Enderby.	Sinks.
Faulk.	Smith of Nueces.
Fields.	Smith of Travis.
Finlay.	Smyth.
Florence.	Sparks.
Graves.	Stautzenberger.
Gray.	Stell.
Hall.	Stevens.
Harman.	Stevenson.
Harper.	Stout.
High.	Thompson.
Hoskins.	Tomme.
Hull.	Veatch.
Irwin.	Wade.
Jasper.	Webb.
Johnson.	Wells.
Jones.	Westbrook.
Jordan.	Wester.
Kenyon.	Wilson.
King.	Young.

Nays—5.

Coody.	Pavlica.
Davis of Wood.	Walker.
Farrar.	

Present—Not Voting.

DeBerry.	McDonald.
Justice.	

Absent.

Alexander	Daniels.
of Bastrop.	Davis of Dallas.
Amsler.	Dunlap.
Avis.	Foster.
Baker of Panola.	Frnka.
Bartlett.	Hagaman.
Blount.	Hollowell.
Bonham.	Jacks.
Covey.	Kayton.

Kemble.	Powell.
Kinnear.	Raymer.
Lane of Hamilton.	Rowland.
Lipscomb.	Runge.
Loftin.	Simpson.
Masterson.	Storey.
McDougald.	Strong.
McFarlane.	Taylor.
Merritt.	Teer.
Morris.	Wallace.
Nicholson.	Williamson.
Parish.	Woodruff.
Pool.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 569 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 416 ON SECOND READING.

On motion of Mr. Montgomery, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 416, A bill to be entitled "An Act prohibiting the sale, offer for sale, and exposing for sale, within this State, for human consumption, and the transportation, and delivery to any common carrier for transport, within this State, of diseased, immature, unripe, overripe, or frost damaged oranges, lemons, grapefruit or other citrus fruits, or any oranges, the juice of which shall contain more than one and three-tenths per centum, by weight, of crystallized citric acid; or any grapefruit the juice of which shall contain more than one and three-fourths per centum, by weight, of crystallized citric acid; or any misbranded citrus fruit; defining the offense of misbranding citrus fruit; prescribing the powers of the Commissioner of Agriculture with regard to the provisions of this act; making his official certificate admissible in evidence in proof of certain facts; and fixing a penalty for violation of the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Montgomery offered the following amendments to the bill:

Amend House bill No. 416 by striking out all after the enacting clause and inserting the following:

Section 1. It shall be unlawful for any person within this State to sell, offer to sell or expose for sale, for human consumption, or who shall knowingly transport or deliver to any

common carrier for transportation, for human consumption, any immature, unripe or misbranded oranges or grapefruit.

Sec. 2. For the purposes of this act, oranges shall be deemed to be properly matured and ripened for shipment or sale when the juice thereof contains soluble solids equal to or in excess of eight parts to every one part of acid contained in said juice, the acidity of the juice to be calculated as citric acid without water of crystallization; and grapefruit shall be deemed to be properly ripened and matured for shipment or sale when the juice thereof contains soluble solids equal to or in excess of seven parts to every one part of acid contained in said juice, the acidity of the juice to be calculated as citric acid without water of crystallization.

Sec. 3. Grapefruit or oranges shall be deemed misbranded within the meaning of this act, when such fruit or the wrapper or package containing such fruit, shall bear any statement, stamp, device or brand calculated or intended to mislead or deceive the purchaser as to the name, size, character, quality or brand of such fruit, or the locality where grown.

Sec. 4. For the purpose of enforcing the provisions of this act, the Commissioner of Agriculture, his inspectors or assistants shall have, during all working and business hours, free access to all places and premises within this State where oranges or grapefruit are packed for shipment, shipped, sold, exposed for sale or offered for sale; and the official certificate of the Commissioner of Agriculture as to the quantity of soluble solids or acid contained in the juice of any oranges or grapefruit affected by the provisions of this act, as shown by a chemical analysis thereof, made under his supervision, shall be received in evidence in the courts of this State as prima facie proof of the facts stated in such certificate.

Sec. 5. Any person, association of persons, or corporation violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than ten (\$10) dollars, nor more than one hundred (\$100) dollars.

Sec. 6. The absence of any law protecting the citizens of this State from the evil effects of the sale of immature, unripe or misbranded oranges or grapefruit creates an emergency and an imperative public necessity requiring that the constitutional rule requiring bills to

be read on three several days be suspended, and that this act shall take effect and be in full force from and after its passage, and it is so enacted.

Amend House bill No. 416 by striking out all above the enacting clause and inserting in lieu thereof the following:

A bill to be entitled "An Act making unlawful the sale, offer for sale or exposing for sale, within this State, for human consumption, or delivery to any common carrier for transportation, within this State, of immature, unripe or misbranded oranges or grapefruit; defining matured or ripened oranges or grapefruit; defining the offense of misbranding oranges or grapefruit; prescribing the powers of the Commissioner of Agriculture with regard to the provisions of this act; making his official certificate admissible in evidence as prima facie proof of certain facts; prescribing the penalty for violation of the provisions of this act, and declaring an emergency."

The amendments were severally adopted.

House bill No. 416 was then passed to engrossment.

HOUSE BILL NO. 416 ON THIRD READING.

Mr. Montgomery moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 416 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—88.

Mr. Speaker.	Dielmann.
Acker.	Dinkle.
Albritton.	Downs.
Alexander	Dunn of Falls.
of Limestone.	Dunn of Hopkins.
Atkinson.	Durham.
Baker of Orange.	Faulk.
Baker of Panola.	Finlay.
Barker.	Florence.
Barron.	Foster.
Bateman.	Frnka.
Bedford.	Graves.
Bird.	Hagaman.
Bobbitt.	Hall.
Brown.	Harman.
Bryant.	Harper.
Cade.	High.
Chitwood.	Hoskins.
Coffey.	Irwin.
Cox of Lamar.	Jordan.
Cox of Navarro.	Kenyon.
Dale.	King.
Davis of Wood.	Kittrell.
DeBerry.	Lane of Harrison.

Mankin.	Sheats.
McDonald.	Simmons.
McFarlane.	Sinks.
McGill.	Smith of Nueces.
McNatt.	Stautzenberger.
Montgomery.	Stell.
Nicholson.	Stevenson.
Parish.	Storey.
Pearce.	Strong.
Perdue.	Thompson.
Petsch.	Tomme.
Poage.	Veatch.
Pool.	Wade.
Pope.	Walker.
Rawlins.	Wallace.
Renfro.	Wells.
Robinson.	Westbrook.
Rogers.	Wester.
Runge.	Williamson.
Sanford.	Wilson.
Shearer.	Young.

Nays—17.

Bean.	Jasper.
Boggs.	Justice.
Carter.	Kayton.
Covey.	Laird.
Coody.	Moore.
Covey.	Pavlica.
Farrar.	Smyth.
Fields.	Taylor.
Gray.	

Present—Not Voting.

Cummings.	Lipscomb.
Donnell.	Stout.
Lane of Hamilton.	

Absent.

Alexander	Masterson.
of Bastrop.	Maxwell.
Amsler.	McDougald.
Avis.	McKean.
Bartlett.	Merritt.
Blount.	Morris.
Bonham.	Powell.
Daniels.	Purl.
Davis of Dallas.	Raymer.
Dunlap.	Rice.
Enderby.	Rowell.
Hollowell.	Rowland.
Hull.	Simpson.
Jacks.	Smith of Travis.
Johnson.	Sparks.
Jones.	Stevens.
Kemble.	Teer.
Kinnear.	Webb.
Loftin.	Woodruff.
Low.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 416 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 327 ON SECOND READING.

On motion of Mr. Avis, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 327, A bill to be entitled "An Act relating to water improvement districts and providing that lands admitted to a water improvement district organized or operating under Section 59, Article XVI of the State Constitution may be admitted upon agreement that same be taxed upon assessment or benefit plan or upon a uniform acreage basis or upon a definite annual payment; providing that in the collection of delinquent taxes the attorney's fees of not to exceed 10% of such taxes shall be added to same and judgment may be recovered therefor, and that publication of delinquent tax rolls is not prerequisite to the filing of such suits; amending Section 72, Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature as amended by Section 1, Chapter 58, Acts of the Regular Session of the Thirty-eighth Legislature, and being Article 7718 of the Revised Civil Statutes of 1925; providing for the election of five directors for a district and that in certain districts containing not to exceed 12,000 acres of land in which 60% or more of the lands are owned by persons who do not reside in the district in which the petition for organization so provides such directors shall be appointed by the county commissioners court and the procedure thereof; providing that assessments of a water improvement district for maintenance and operation shall be a lien against the lands assessed and shall not be barred by limitation; amending Section 83, Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature, and being Articles 7732 to 7736, inclusive, of the Revised Civil Statutes of 1925, providing that lands in an adjoining county may be added to a district in the same manner as if situated in the same county; providing a water improvement district may file reports and make audits for each calendar year, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 268 ON SECOND READING.

On motion of Mr. Foster, the regular order of business was suspended to take

up and have placed on its second reading and passage to third reading,

S. B. No. 268, A bill to be entitled "An Act to amend Sections 1, 3 and 5 of Chapter 163 of an Act of the Regular Session of the Thirty-sixth Legislature, approved April 3, 1919, relating to the advertisement and sale of public free school and asylum land, and adding another section providing for validating sales be held by the Supreme Court to be void and other sales; allowing forfeiting owners six months in which to redeem their forfeited lands, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 298 ON SECOND READING.

On motion of Mr. Barker, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 298, A bill to be entitled "An Act providing for the employment of teachers who have been engaged ten years in teaching a special subject, without requiring that they have a certificate, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 538 ON SECOND READING.

On motion of Mr. Fields, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 538, A bill to be entitled "An Act to amend Section 1, Chapter 36, Acts of the Regular Session of the Thirty-second Legislature, so as to change the conditions of admission to the Confederate Woman's Home, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 538 ON THIRD READING.

Mr. Fields moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 538 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

Mr. Speaker.	Jasper.
Acker.	Johnson.
Albritton.	Jordan.
Alexander	Kayton.
of Limestone.	Kenyon.
Atkinson.	Laird.
Baker of Panola.	Lane of Hamilton.
Barker.	Lane of Harrison.
Barron.	Mankin.
Bateman.	McDonald.
Bean.	McFarlane.
Bedford.	McGill.
Bird.	McKean.
Bobbitt.	McNatt.
Boggs.	Montgomery.
Brown.	Moore.
Bryant.	Nicholson.
Cade.	Parish.
Carter.	Pearce.
Chitwood.	Perdue.
Coffey.	Petsch.
Conway.	Poage.
Covey.	Pope.
Cox of Lamar.	Rawlins.
Cox of Navarro.	Renfro.
Davis of Dallas.	Rice.
Davis of Wood.	Robinson.
Dielmann.	Rogers.
Dinkle.	Runge.
Donnell.	Shearer.
Downs.	Sheats.
Dunn of Falls.	Simmons.
Dunn of Hopkins.	Sinks.
Durham.	Smith of Travis.
Enderby.	Stautzenberger.
Farrar.	Stell.
Faulk.	Storey.
Fields.	Stout.
Finlay.	Taylor.
Florence.	Thompson.
Frnka.	Tomme.
Graves.	Veatch.
Gray.	Wade.
Hagaman.	Walker.
Hall.	Wallace.
Harman.	Webb.
Harper.	Wells.
High.	Westbrook.
Hollowell.	Wester.
Hoskins.	Wilson.
Hull.	

Nays—2.

Low.

Strong.

Absent.

Alexander	Dale.
of Bastrop.	Daniels.
Amsler.	DeBerry.
Avis.	Dunlap.
Baker of Orange.	Foster.
Bartlett.	Irwin.
Blount.	Jacks.
Bonham.	Jones.
Coody.	Justice.
Cummings.	Kemble.

King.	Raymer.
Kinnear.	Rowell.
Kittrell.	Rowland.
Lipscomb.	Sanford.
Loftin.	Simpson.
Masterson.	Smith of Nueces.
Maxwell.	Smyth.
McDougald.	Sparks.
Merritt.	Stevens.
Morris.	Stevenson.
Pavlica.	Teer.
Pool.	Williamson.
Powell.	Woodruff.
Purl.	Young.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 538 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 540 ON SECOND READING.

On motion of Mr. Fields, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 540, A bill to be entitled "An Act to amend Article 208 of the Revised Statutes of 1911, so as to change the requirements for an application for admission to the Confederate Home, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 540 ON THIRD READING.

Mr. Fields moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 540 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	Bobbitt.
Acker.	Boggs.
Albritton.	Brown.
Alexander	Bryant.
of Limestone.	Cade.
Atkinson.	Carter.
Avis.	Coffey.
Baker of Orange.	Conway.
Baker of Panola.	Coody.
Barker.	Covey.
Barron.	Cox of Lamar.
Bean.	Cox of Navarro.
Bedford.	Dale.
Bird.	Davis of Dallas.

Davis of Wood.	McNatt.
DeBerry.	Montgomery.
Dinkle.	Moore.
Donnell.	Nicholson.
Downs.	Parish.
Dunn of Falls.	Pearce.
Dunn of Hopkins.	Petsch.
Durham.	Poage.
Enderby.	Pope.
Farrar.	Rawlins.
Faulk.	Rice.
Fields.	Robinson.
Finlay.	Rogers.
Florence.	Runge.
Frnka.	Shearer.
Graves.	Sheats.
Gray.	Simmons.
Hagaman.	Sinks.
Hall.	Smith of Nueces.
Harman.	Smith of Travis.
Harper.	Smyth.
High.	Sparks.
Hollowell.	Stautzenberger.
Hoskins.	Stell.
Hull.	Storey.
Johnson.	Stout.
Jones.	Strong.
Jordan.	Taylor.
Justice.	Thompson.
Kayton.	Tomme.
Kenyon.	Wade.
King.	Walker.
Lane of Harrison.	Wallace.
Low.	Webb.
Mankin.	Wells.
McDonald.	Westbrook.
McFarlane.	Wester.
McGill.	Wilson.
McKean.	

Present—Not Voting.

Bateman.	Lipscomb.
Lane of Hamilton.	

Absent.

Alexander	Masterson.
of Bastrop.	Maxwell.
Amsler.	McDougald.
Bartlett.	Merritt.
Blount.	Morris.
Bonham.	Pavlica.
Chitwood.	Perdue.
Cummings.	Pool.
Daniels.	Powell.
Dielmann.	Purl.
Dunlap.	Raymer.
Foster.	Renfro.
Irwin.	Rowell.
Jacks.	Rowland.
Jasper.	Sanford.
Kemble.	Simpson.
Kinnear.	Stevens.
Kittrell.	Stevenson.
Laird.	Teer.
Loftin.	Veatch.

Williamson. Young.
Woodruff. Absent—Excused.

McBride.

The Speaker then laid House bill No. 540 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 346 ON SECOND READING.

On motion of Mr. Bryant, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 346, A bill to be entitled "An Act to provide for granting pensions to indigent widows of ex-Confederate soldiers; to declare who are entitled thereto and the amount thereof, and to repeal all laws in conflict herewith."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 346 ON THIRD READING.

Mr. Bryant moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 346 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Davis of Wood.
Albritton.	DeBerry.
Alexander	Dielmann.
of Limestone.	Dinkle.
Avis.	Donnell.
Baker of Orange.	Downs.
Baker of Panola.	Dunn of Falls.
Barker.	Dunn of Hopkins.
Bateman.	Durham.
Bean.	Enderby.
Bedford.	Farrar.
Bird.	Faulk.
Bobbitt.	Finlay.
Boggs.	Florence.
Brown.	Foster.
Bryant.	Frnka.
Cade.	Graves.
Carter.	Gray.
Coffey.	Hagaman.
Conway.	Hall.
Coody.	Harman.
Covey.	Harper.
Cox of Lamar.	High.
Cox of Navarro.	Hollowell.
Cummings.	Hoskins.
Dale.	Hull.
Davis of Dallas.	Johnson.

Jones.	Rogers.
Jordan.	Runge.
Justice.	Shearer.
Kayton.	Simmons.
Kenyon.	Sinks.
King.	Smith of Travis.
Lane of Harrison.	Smyth.
Mankin.	Sparks.
McFarlane.	Stautzenberger.
McGill.	Stell.
McKean.	Storey.
McNatt.	Stout.
Montgomery.	Strong.
Moore.	Taylor.
Nicholson.	Thompson.
Parish.	Tomme.
Pavlica.	Veatch.
Pearce.	Wade.
Perdue.	Walker.
Petsch.	Wallace.
Poage.	Webb.
Pope.	Wells.
Renfro.	Westbrook.
Rice.	Wester.
Robinson.	Wilson.

Nays—1.

Atkinson.

Present—Not Voting.

Lipscomb.

Absent.

Acker.	Maxwell.
Alexander	McDonald.
of Bastrop.	McDougald.
Amsler.	Merritt.
Barron.	Morris.
Bartlett.	Pool.
Blount.	Powell.
Bonham.	Purl.
Chitwood.	Rawlins.
Daniels.	Raymer.
Dunlap.	Rowell.
Fields.	Rowland.
Irwin.	Sanford.
Jacks.	Sheats.
Jasper.	Simpson.
Kemble.	Smith of Nueces.
Kinnear.	Stevens.
Kittrell.	Stevenson.
Laird.	Teer.
Lane of Hamilton.	Williamson.
Loftin.	Woodruff.
Low.	Young.
Masterson.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 346 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 597 ON SECOND
READING.

On motion of Mr. Dale, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 597, A bill to be entitled "An Act authorizing an unmarried woman who is a notary public, and who shall marry during her term of office, to continue to act with the county clerk, setting forth the fact of her marriage and her changed name."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 597 ON THIRD
READING.

Mr. Dale moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 597 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Faulk.
Acker.	Florence.
Albritton.	Foster.
Alexander	Graves.
of Limestone.	Gray.
Avis.	Hagaman.
Baker of Orange.	Hall.
Baker of Panola.	Harman.
Barker.	Harper.
Barron.	High.
Bean.	Hollowell.
Bird.	Hoskins.
Bobbitt.	Hull.
Boggs.	Johnson.
Brown.	Jones.
Bryant.	Jordan.
Cade.	Justice.
Carter.	Kenyon.
Chitwood.	King.
Coffey.	Kittrell.
Conway.	Lane of Harrison.
Coody.	Lipscomb.
Covey.	Low.
Cox of Lamar.	Mankin.
Cox of Navarro.	McDonald.
Dale.	McFarlane.
Davis of Dallas.	McGill.
Davis of Wood.	McKean.
DeBerry.	McNatt.
Dielmann.	Montgomery.
Dinkle.	Moore.
Donnell.	Nicholson.
Downs.	Parish.
Dunn of Falls.	Pavlica.
Dunn of Hopkins.	Pearce.
Durham.	Perdue.
Enderby.	Petsch.
Farrar.	Poage.

Pope.	Storey.
Rawlins.	Strong.
Renfro.	Taylor.
Rice.	Thompson.
Robinson.	Tomme.
Rogers.	Veatch.
Runge.	Wade.
Sanford.	Walker.
Shearer.	Wallace.
Sheats.	Webb.
Simmons.	Wells.
Sinks.	Westbrook.
Smith of Travis.	Wester.
Stautzenberger.	Wilson.
Stell.	Young.

Nays—2.

Kayton. Stout.

Present—Not Voting.

Lane of Hamilton.

Absent.

Alexander	Loftin.
of Bastrop.	Masterson.
Amsler.	Maxwell.
Atkinson.	McDougald.
Bartlett.	Merritt.
Bateman.	Morris.
Bedford.	Pool.
Blount.	Powell.
Bonham.	Purl.
Cummings.	Raymer.
Daniels.	Rowell.
Dunlap.	Rowland.
Fields.	Simpson.
Finlay.	Smith of Nueces.
Frnka.	Smyth.
Irwin.	Sparks.
Jacks.	Stevens.
Jasper.	Stevenson.
Kemble.	Teer.
Kinnear.	Williamson.
Laird.	Woodruff.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 597 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 389 ON SECOND
READING.

On motion of Mr. Perdue, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 389, A bill to be entitled "An Act prohibiting the establishment and maintenance of cemeteries near incorporated towns or cities, and declaring the same to be a nuisance."

The Speaker laid the bill before the House, it was read second time and passed to third reading.

SENATE BILL NO. 292 ON SECOND
READING.

On motion of Mr. Cox of Lamar, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 292, A bill to be entitled "An Act to amend Article 4859, Title 71, Chapter 7, of the Revised Statutes of 1911, as amended by Chapter 50, of the Acts of the Regular Session of the Thirty-sixth Legislature, approved March 13, 1919, by adding thereto Articles 4859a, 4859b, 4859c, 4859d and 4859e, so as to provide that there shall not be more than 2000 members in any one class or group, and further providing that every local mutual aid association hereafter organized in this State shall first obtain a permit from the Commissioner of Insurance; providing that such associations shall have a president, and that the officer having charge of the funds of such associations now or hereafter organized shall execute a bond to be approved by the president thereof and payable to him in the sum of not less than \$1000 and \$1 for each member in excess of 1000 members; providing penalties for violations of the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 334 ON SECOND
READING.

On motion of Mr. Rogers, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 334, A bill to be entitled "An Act to amend Article 1585 of the Revised Civil Statutes of Texas, Chapter 2, relating to the terms of the various Courts of Civil Appeals of Texas, and designated as Article No. 1816, Chapter 1, Title 39, of the New Revised Civil Statutes of Texas, as presented to the Thirty-ninth Legislature for adoption and passage, and providing for an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 334 ON THIRD
READING.

Mr. Rogers moved that the constitu-

tional rule requiring bills to be read on three several days be suspended and that House bill No. 334 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	Kayton.
Acker.	Kenyon.
Albritton.	King.
Alexander	Kittrell.
of Limestone.	Laird.
Atkinson.	Lane of Harrison.
Avis.	Lipscomb.
Baker of Orange.	Mankin.
Baker of Panola.	McFarlane.
Barker.	McGill.
Barron.	McKean.
Bateman.	McNatt.
Bean.	Montgomery.
Bedford.	Moore.
Bobbitt.	Nicholson.
Boggs.	Parish.
Bryant.	Pavlica.
Cade.	Pearce.
Carter.	Perdue.
Coffey.	Petsch.
Conway.	Poage.
Coody.	Pope.
Covey.	Powell.
Cox of Lamar.	Renfro.
Cox of Navarro.	Rice.
Dale.	Robinson.
Davis of Dallas.	Rogers.
Davis of Wood.	Rowell.
Dinkle.	Runge.
Donnell.	Sanford.
Downs.	Shearer.
Dunn of Hopkins.	Sheats.
Enderby.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Travis.
Finlay.	Stautzenberger.
Florence.	Stell.
Foster.	Stevens.
Graves.	Stevenson.
Gray.	Strong.
Hagaman.	Taylor.
Hall.	Thompson.
Harman.	Tomme.
Harper.	Veatch.
High.	Wade.
Hollowell.	Walker.
Hoskins.	Webb.
Hull.	Wells.
Irwin.	Westbrook.
Johnson.	Wester.
Jones.	Wilson.
Jordan.	Young.
Justice.	

Present—Not Voting.

Lane of Hamilton.

Absent.

Alexander	Amsler.
of Bastrop.	Bartlett.

Bird.	Maxwell.
Blount.	McDonald.
Bonham.	McDougald.
Brown.	Merritt.
Chitwood.	Morris.
Cummings.	Pool.
Daniels.	Purl.
DeBerry.	Rawlins.
Dielmann.	Raymer.
Dunlap.	Rowland.
Dunn of Falls.	Simpson.
Durham.	Smith of Nueces.
Fields.	Smyth.
Frnka.	Sparks.
Jacks.	Storey.
Jasper.	Stout.
Kemble.	Teer.
Kinnear.	Wallace.
Loftin.	Williamson.
Low.	Woodruff.
Masterson.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 334 before the House on its third reading and final passage.

The bill was read third time and was passed.

RECESS.

Mr. Petsch moved that the House recess to 1:30 o'clock p. m. today.

Mr. Albritton moved that the House recess to 2 o'clock p. m. today.

The motion of Mr. Albritton prevailed and the House, accordingly, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

SENATE BILL NO. 383 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 383, A bill to be entitled "An Act to increase and fix the salary of the superintendent of public instruction of Harris county, Texas; providing for office and traveling expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 405 ON SECOND READING.

The Speaker laid before the House,

on its second reading and passage to third reading,

S. B. No. 405, A bill to be entitled "An Act creating the Crawford Independent School District in McLennan county, Texas; defining its boundaries, including the present Crawford Independent School District; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof, or any other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the general laws of this State; providing that the present board of trustees continue in office until the expiration of their respective terms; repealing all laws in conflict, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 463 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 463, A bill to be entitled "An Act amending Section 1, Chapter 34, Acts of the Regular Session, Thirty-fifth Legislature, creating the Lipscomb Independent School District in Lipscomb county; enlarging the boundaries thereof, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 468 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 468, A bill to be entitled "An Act adding to and making part of Center Common School District No. 34 of Fisher county, certain lands and territory contiguous thereto."

The bill was read second time and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 336.

Mr. Petsch moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 336, A bill to be entitled "An Act to amend Acts of Regular Ses-

sion, Thirty-eighth Legislature, Chapter 14, page 18, approved February 17, 1919, relating to pool halls, by adding thereto Section 3a, authorizing posts of war veterans, Young Men's Christian Association, religious orders, fraternal orders, labor temples and bona fide State chartered clubs to charge reasonable fee for use of their billiard tables to maintain such equipment, and declaring an emergency."

The motion was lost.

SENATE BILL NO. 98 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 98, A bill to be entitled "An Act making an appropriation to carry into effect the provisions of Chapter 41, General Laws of the First Called Session of the Thirty-seventh Legislature, and declaring an emergency."

The bill was read second time.

Mr. Blount offered the following (committee) amendment to the bill:

Amend Senate bill No. 98, Section 1, by striking out the word "all" in the beginning of Section 1, and inserting in lieu thereof the words and figures "32,000 of the."

The amendment was adopted.

Senate bill No. 98 was then passed to third reading.

SENATE BILL NO. 236 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 236, A bill to be entitled "An Act making an emergency appropriation for the State penitentiary system; restricting the use of said appropriation and providing that it shall not be used for certain purposes, and declaring an emergency."

The bill was read second time.

Mr. Blount offered the following (committee) amendment to the bill:

Amend Senate bill No. 236 by striking out the words and figures "five hundred thousand (\$500,000)" and inserting in lieu thereof the words and figures "one hundred thousand (\$100,000)."

The amendment was adopted.

Senate bill No. 236 was then passed to third reading.

SENATE BILL NO. 407 ON SECOND READING.

The Speaker laid before the House, on

its second reading and passage to third reading,

S. B. No. 407, A bill to be entitled "An Act making appropriations to pay the salaries of the judges of the One Hundred and First and One Hundred and Second Judicial Districts, created by the passage of House bill No. 57 and Senate bill No. 149 at the Regular Session of the Thirty-ninth Legislature, and declaring an emergency."

The bill was read second time.

Mr. Faulk offered the following amendments to the bill:

Amend Senate bill No. 407 by striking out all above the enacting clause and inserting in lieu thereof the following: "A bill to be entitled 'An Act making appropriation to pay the salaries of the judges of the One Hundred and First, One Hundred and Second and One Hundred and Third Judicial Districts created by the passage of House bill No. 507, Senate bill No. 140 and Senate bill No. 205 at the Regular Session of the Thirty-ninth Legislature, and declaring an emergency.'"

Amend Senate bill No. 407 by striking out Section 1 and inserting in lieu thereof the following:

"There is hereby appropriated out of any money in the State Treasury not otherwise appropriated the sum of twelve thousand dollars (\$12,000) annually, to be paid in equal monthly installments for the salaries of the judges of the One Hundred and First, One Hundred and Second and One Hundred and Third Judicial Districts, beginning September 1, 1925, and ending August 31, 1927, being a sum total of \$24,000."

The amendments were severally adopted.

Senate bill No. 407 was then passed to third reading.

SENATE BILL NO. 457 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 457, A bill to be entitled "An Act making appropriations to Department of Banking for enforcement of State banking laws."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 460 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 460, A bill to be entitled "An Act fixing the salary of State

Health Officer, and making appropriation for same."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 461 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 461, A bill to be entitled "An Act relating to and making an appropriation for a special warrant clerk in State Comptroller's Department."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 464 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 464, A bill to be entitled "An Act to amend Senate bill No. 183, passed as an act of the Thirty-ninth Legislature at its Regular Session, same being 'An Act making appropriations for the support and maintenance of the State government for the two-year period beginning September 1, 1925, and ending August 31, 1927,' so as to reitemize the appropriations made for the Executive Department, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 466 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 466, A bill to be entitled "An Act making appropriation to pay the salaries of the members, officers and employes of the Thirty-ninth Legislature."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 467 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 467, A bill to be entitled "An Act making appropriation for two years to acquire additional lands for the University of Texas."

The bill was read second time and was passed to third reading.

HOUSE BILL NO. 689 ON SECOND READING.

On motion of Mr. Wade, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 689, A bill to be entitled "An Act to make a supplementary appropriation out of the general revenue of the State of Texas, not otherwise appropriated, for the support and maintenance of the State Ranger force, to be added to the appropriation as made by Senate bill No. 183, passed by the Regular Session of the Thirty-ninth Legislature, for the years beginning September 1, 1925, and ending August 31, 1927."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 689 ON THIRD READING.

Mr. Wade moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 689 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

Mr. Speaker.	Fields.
Alexander	Foster.
of Limestone.	Harper.
Atkinson.	Hollowell.
Baker of Orange.	Hoskins.
Baker of Panola.	Hull.
Barker.	Jacks.
Barron.	Jasper.
Bateman.	Johnson.
Bird.	Jordan.
Bobbitt.	Justice.
Boggs.	Kemble.
Brown.	Loftin.
Cade.	Masterson.
Chitwood.	Maxwell.
Coffey.	McDonald.
Conway.	McGill.
Coody.	Montgomery.
Dale.	Parish.
Davis of Wood.	Pavlica.
DeBerry.	Perdue.
Dielmann.	Petsch.
Dinkle.	Poage.
Donnell.	Pool.
Downs.	Pope.
Dunlap.	Purl.
Dunn of Falls.	Rawlins.
Dunn of Hopkins.	Renfro.
Durham.	Rice.
Enderby.	Robinson.
Faulk.	Rogers.

Rowell.
Runge.
Shearer.
Simmons.
Sinks.
Smith of Nueces.
Smith of Travis.
Sparks.
Stell.
Storey.
Stout.
Strong.

Taylor.
Thompson.
Tomme.
Veatch.
Wade.
Wallace.
Wells.
Westbrook.
Wester.
Wilson.
Woodruff.
Young.

Nays—19.

Albritton.
Bean.
Bedford.
Bryant.
Covey.
Cox of Lamar.
Florence.
Gray.
High.
Kayton.

King.
Kittrell.
Laird.
Lane of Hamilton.
Mankin.
McFarlane.
Sanford.
Walker.
Williamson.

Absent.

Acker.
Alexander
of Bastrop.
Amsler.
Avis.
Bartlett.
Blount.
Bonham.
Carter.
Cox of Navarro.
Cummings.
Daniels.
Davis of Dallas.
Farrar.
Finlay.
Frnka.
Graves.
Hagaman.
Hall.
Harman.
Irwin.
Jones.
Kenyon.

Kinnear.
Lane of Harrison.
Lipscomb.
Low.
McDougald.
McKean.
McNatt.
Merritt.
Moore.
Morris.
Nicholson.
Pearce.
Powell.
Raymer.
Rowland.
Sheats.
Simpson.
Smyth.
Stautzenberger.
Stevens.
Stevenson.
Teer.
Webb.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 689 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 455 ON SECOND READING.

On motion of Mr. Dunlap, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 455, A bill to be entitled "An Act amending Articles 5585, 5586, 5587 of the Revised Civil Statutes of Texas of 1911."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 364 ON SECOND READING.

On motion of Mr. McFarlane, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 364, A bill to be entitled "An Act providing that cities and towns under five thousand population shall have the power to appropriate property for public purposes, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. McFarlane offered the following amendment to the bill:

Amend Senate bill No. 364 by inserting after Section 1 the word "incorporated."

The amendment was adopted.

Senate bill No. 364 was then passed to third reading.

SENATE BILL NO. 334 ON SECOND READING.

On motion of Mr. Smith of Nueces, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 334, A bill to be entitled "An Act amending Article 5988, Title 96, Revised Civil Statutes of Texas, 1911, as amended by Chapter 31, General Laws of the Thirty-eighth Legislature, Second Called Session, relating to the bond of county treasurer as treasurer of the navigation district, so that said article shall provide for the bond to cover all funds in the hands of the treasurer of said district and so as to provide for the conditions and approval of said bond, and so as to provide for a district depository; providing that all laws or parts of laws in conflict herewith are repealed, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 134 ON THIRD READING.

On motion of Mr. Kittrell, the regular order of business was suspended to

take up and have placed on its third reading and final passage,

H. B. No. 134, A bill to be entitled "An Act authorizing the Board of Control, or its successors, to contract for the printing and binding of the reports of the decisions of the Supreme Court and Court of Criminal Appeals of the State of Texas and stipulating the price thereof, with a repealing clause."

The Speaker laid the bill before the House, it was read third time and was passed.

HOUSE BILL NO. 263 ON SECOND READING.

On motion of Mr. Bobbitt, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 263, A bill to be entitled "An Act requiring every agent or inspector of any railroad or other public carrier on demand of shipper or consignor examining any shipment of fruit, vegetables, grain, live stock or other farm product, prior to the shipment, to ascertain the condition thereof, to forthwith deliver to the shipper or consignor true copies of any and all reports or certificates by him made concerning the condition thereof; making the failure to observe such requirement or the wilful making or publication of a false report as to the condition thereof a misdemeanor and providing a penalty therefor, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 263 ON THIRD READING.

Mr. Bobbitt moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 263 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.

Mr. Speaker.	Bedford.
Acker.	Bird.
Albritton.	Bobbitt.
Alexander	Boggs.
of Limestone.	Brown.
Atkinson.	Bryant.
Avis.	Cade.
Baker of Orange.	Carter.
Barker.	Chitwood.
Barron.	Coffey.
Bateman.	Conway.
Bean.	Coody.

Covey.	McKean.
Cox of Navarro.	Montgomery.
Cummings.	Moore.
Davis of Wood.	Parish.
DeBerry.	Pavlica.
Dielmann.	Pearce.
Dinkle.	Perdue.
Downs.	Petsch.
Durham.	Poage.
Enderby.	Pool.
Farrar.	Powell.
Faulk.	Rawlins.
Fields.	Rice.
Florence.	Robinson.
Frnka.	Rogers.
Graves.	Rowell.
Hagaman.	Runge.
Hall.	Sanford.
Harper.	Shearer.
High.	Simmons.
Hollowell.	Sinks.
Hoskins.	Smith of Nueces.
Hull.	Smyth.
Irwin.	Sparks.
Jacks.	Stevenson.
Johnson.	Stout.
Justice.	Strong.
Kemble.	Taylor.
King.	Thompson.
Kittrell.	Tomme.
Lane of Hamilton.	Wallace.
Lipscomb.	Webb.
Mankin.	Wells.
Maxwell.	Westbrook.
McDonald.	Wester.
McFarlane.	Williamson.
McGill.	Young.

Nays—4.

Donnell.	Gray.
Finlay.	Walker.

Present—Not Voting.

Baker of Panola. Storey.

Absent.

Alexander	Kenyon.
of Bastrop.	Kinnear.
Amsler.	Laird.
Bartlett.	Lane of Harrison.
Blount.	Loftin.
Bonham.	Low.
Cox of Lamar.	Masterson.
Dale.	McDougald.
Daniels.	McNatt.
Davis of Dallas.	Merritt.
Dunlap.	Morris.
Dunn of Falls.	Nicholson.
Dunn of Hopkins.	Pope.
Foster.	Purl.
Harman.	Raymer.
Jasper.	Renfro.
Jones.	Rowland.
Jordan.	Sheats.
Kayton.	Simpson.

Smith of Travis. Veatch.
 Stautzenberger. Wade.
 Stell. Wilson.
 Stevens. Woodruff.
 Teer.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 263 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 64 ON SECOND READING.

On motion of Mr. McGill, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 64, A bill to be entitled "An Act to amend Sections 1 and 1a of Chapter 14, General Laws of the Third Called Session of the Thirty-eighth Legislature, so as to regulate the assessment of candidates for the payment of primary expenses, and to provide that no candidate's name shall be placed upon the ballot unless he shall have paid his share of such expense, and that no candidate shall be required to pay any sum other than as herein provided to have his name placed upon such ballot, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. McGill offered the following amendments to the bill:

Amend House bill No. 64, page 1, line 38, by adding after the figures "\$100" the following: "except in districts composed of three or less counties, in which the total sum assessed against such candidate by the executive committees of all the counties composing such district shall not exceed \$200."

Amend House bill No. 64, page 1, line 38, by inserting the word "which" between the words "sum" and "may."

The amendments were severally adopted.

Mr. Rawlins offered the following amendment to the bill:

Amend House bill No. 64 by adding a new section to be known as Section 3:

"Section 3. The amount of money paid to the State, district or county committee of any political party by any candidate for political nomination to office for the purpose of placing his or her name upon the primary ballot of such political party, shall not be in-

cluded in the amount of money limited by law for campaign expenses."

The amendment was adopted.

House bill No. 64 was then passed to engrossment.

HOUSE BILL NO. 64 ON THIRD READING.

Mr. McGill moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 64 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Acker.	Masterson.
Alexander	Maxwell.
of Limestone.	McDonald.
Atkinson.	McFarlane.
Baker of Orange.	McGill.
Baker of Panola.	McKean.
Barker.	Montgomery.
Barron.	Parish.
Bobbitt.	Pearce.
Boggs.	Perdue.
Brown.	Petsch.
Chitwood.	Pool.
Coffey.	Pope.
Conway.	Powell.
Covey.	Rawlins.
Cox of Navarro.	Renfro.
Cummings.	Rice.
DeBerry.	Robinson.
Dinkle.	Rogers.
Donnell.	Rowell.
Downs.	Runge.
Dunlap.	Shearer.
Durham.	Sheats.
Enderby.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Nueces.
Fields.	Smith of Travis.
Florence.	Smyth.
Foster.	Sparks.
Frnka.	Stell.
Hagaman.	Stevens.
Hall.	Stevenson.
Harman.	Storey.
Harper.	Stout.
High.	Strong.
Hollowell.	Veatch.
Hoskins.	Wade.
Jacks.	Walker.
Johnson.	Wallace.
Jordan.	Webb.
Justice.	Wells.
King.	Westbrook.
Kittrell.	Wester.
Laird.	Wilson.
Lane of Harrison	Woodruff.
Lipscomb.	Young.

Nays—20.

Albritton.

Avis.

Bateman.	Davis of Wood.
Bean.	Finlay.
Bedford.	Gray.
Bird.	Hull.
Bryant.	Kayton.
Cade.	Lane of Hamilton.
Carter.	Mankin.
Coody.	Pavlica.
Cox of Lamar.	Taylor.

Absent.

Alexander	Loftin.
of Bastrop.	Low.
Amsler.	McDougald.
Bartlett.	McNatt.
Blount.	Merritt.
Bonham.	Moore.
Dale.	Morris.
Daniels.	Nicholson.
Davis of Dallas.	Poage.
Dielmann.	Purl.
Dunn of Falls.	Raymer.
Dunn of Hopkins.	Rowland.
Graves.	Sanford.
Irwin.	Simpson.
Jasper.	Stautzenberger.
Jones.	Teer.
Kemble.	Thompson.
Kenyon.	Tomme.
Kinnear.	Williamson.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 64 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 410 ON SECOND READING.

On motion of Mr. Chitwood, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 410, A bill to be entitled "An Act extending the term of office of the Educational Survey Commission created by act of the Thirty-eighth Legislature; to provide for the completion of the work of the said Commission, including the preparation of a report embodying therein bills and resolutions for presentation to the Legislature; prescribing the powers and duties of the said Commission; providing for filling vacancies in the Commission; making an appropriation, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 172 ON SECOND READING.

On motion of Mr. Cade, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 172, A bill to be entitled "An Act to provide the method of preparing statement of facts in all cases appealed or taken up on writ of error, and for the consideration of same by the appellate courts, and for the inclusion therein of bills of exception, and for the repeal of all laws or parts of laws in conflict with this act."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 151 ON SECOND READING.

On motion of Mr. Alexander of Limestone, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 151, A bill to be entitled "An Act defining embezzlement, and prescribing a penalty for same."

The Speaker laid the bill before the House, and it was read second time.

Mr. Alexander of Limestone offered the following amendment to the bill:

Amend House bill No. 151, page 1, line 22, by striking out "tenant" and inserting in lieu thereof "tenancy."

The amendment was adopted.

House bill No. 151 was then passed to engrossment.

HOUSE BILL NO. 151 ON THIRD READING.

Mr. Alexander of Limestone moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 151 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Mr. Speaker.	Bobbitt.
Acker.	Boggs.
Albritton.	Brown.
Alexander	Bryant.
of Limestone.	Carter.
Atkinson.	Chitwood.
Baker of Orange.	Conway.
Baker of Panola.	Coody.
Barker.	Covey.
Barron.	Cox of Navarro.
Bateman.	Cummings.
Bean.	Davis of Wood.

Dielmann.	Montgomery.
Dinkle.	Moore.
Donnell.	Parish.
Dunlap.	Pearce.
Dunn of Falls.	Perdue.
Dunn of Hopkins.	Petsch.
Durham.	Pool.
Enderby.	Pope.
Faulk.	Powell.
Foster.	Renfro.
Frnka.	Robinson.
Graves.	Rowell.
Gray.	Runge.
Hagaman.	Shearer.
Hall.	Sheats.
Harper.	Simmons.
High.	Sinks.
Hollowell.	Stell.
Hoskins.	Stevens.
Hull.	Stevenson.
Johnson.	Strong.
Jordan.	Taylor.
Justice.	Tomme.
Kayton.	Wade.
King.	Walker.
Kittrell.	Wallace.
Lipscomb.	Webb.
Loftin.	Wells.
Mankin.	Westbrook.
Masterson.	Wester.
Maxwell.	Wilson.
McFarlane.	Woodruff.
McGill.	Young.
McKean.	

Nays—13.

Bedford.	Florence.
Bird.	Laird.
Coffey.	Pavlica.
Cox of Lamar.	Storey.
Downs.	Stout.
Farrar.	Veatch.
Fields.	

Present—Not Voting.

Jasper.	Lane of Hamilton.
	Absent.

Alexander	Kinnear.
of Bastrop.	Lane of Harrison.
Amsler.	Low.
Avis.	McDonald.
Bartlett.	McDougald.
Blount.	McNatt.
Bonham.	Merritt.
Cade.	Morris.
Dale.	Nicholson.
Daniels.	Poage.
Davis of Dallas.	Purl.
DeBerry.	Rawlins.
Finlay.	Raymer.
Harman.	Rice.
Irwin.	Rogers.
Jacks.	Rowland.
Jones.	Sanford.
Kemble.	Simpson.
Kenyon.	Smith of Nueces.

Smith of Travis.	Teer.
Smyth.	Thompson.
Sparks.	Williamson.
Stautzenberger.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 151 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 427 ON SECOND READING.

On motion of Mr. Raymer, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 427, A bill to be entitled "An Act to empower and direct the Governor of the State of Texas, with the consent of the city of Austin, to cancel the lease heretofore made by the State of Texas to the city of Austin of certain land lying between the Colorado River and outlots one (1) and eleven (11) in division 'Z' in the city of Austin, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 387 ON SECOND READING.

On motion of Mr. Barron, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 387, A bill to be entitled "An Act to amend Articles 6655, 6657 and 6658, Chapter 15, Title 115, Revised Statutes of Texas, providing that employes designated may hear the evidence adduced at a hearing upon the establishment of rates under said chapter of Title 115, and for such purpose shall have the power to administer oaths to the witnesses, compel their attendance, and the production of papers, waybills, books, accounts, documents and testimony; that in the event such hearing is had before such employe, he shall, if requested by the Commission, transmit with a stenographic report of the evidence his findings and recommendations which may be approved or disapproved by the Commission at its discretion, and an order entered by the Commission in accordance with its own determination of the issues involved, so as to provide that when a railroad company

or other party at interest files a suit against the Railroad Commission of Texas by reason of its decision of a rate, classification, rule, charge, order, act or regulation, the court before whom said cause shall be pending shall not issue a writ of injunction temporarily restraining the enforcement of said rate, classification, rule, charge, order, act or regulation except after notice to the Commission and opportunity for hearing on the application for said temporary injunction; providing that in the trial of such cause the findings and order of the Commission shall be prima facie evidence of the facts therein stated, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 234.

Mr. McKean moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 234, A bill to be entitled "An Act to amend Article 6171j of Title 103 of the Revised Civil Statutes of the State of Texas, relating and pertaining to assignments, mortgages and power of attorneys to collect salaries or wages, and requiring such assignments, mortgages or power of attorneys to be signed and duly acknowledged by the employer; repealing all laws and parts of laws in conflict, and declaring an emergency."

The motion was lost.

SENATE BILL NO. 349 ON SECOND READING.

On motion of Mr. Wells, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 349, A bill to be entitled "An Act relating to the appropriation and use of water, and providing that such water may be appropriated and used for purposes of public parks, game preserves, recreation and pleasure resorts, power and water supply for industrial purposes and domestic use; amending Section 16, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing for the filing of presentations relating to investigation of the use of water and the terms and conditions thereof, that priority of right dates from the filing of same, that

such rights shall extend for a period of six months and may be extended by order of the Board of Water Engineers not to exceed a total period of three years and the requisites, conditions and operation of same; providing that the fees paid upon the filing of a presentation may be held for the term thereof or during the period of any extension thereof and be handled according to law, and that all rights under a presentation shall cease at the end of the term thereof unless a permit is issued in pursuance thereof; amending Section 41, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing the fees to be paid to the State Board of Water Engineers for the use and benefit of the State in matters pertaining to the conduct of said office, the granting of permits, extensions of time and detailed operations of such law, and the maximum fee to be paid for the appropriation and use of water in accordance with the law; providing that anyone may construct on his own property a dam or reservoir to contain not to exceed fifty acre feet of water without securing a permit therefor; providing that anyone who shall fail to file annual reports as provided by Section 100, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, shall be liable to a penalty therefor not to exceed a maximum of \$150; repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Montgomery offered the following amendment to the bill:

Amend Senate bill No. 349 by striking out the word "fifty" in Section 5 and add in lieu thereof the words "two hundred and fifty."

The amendment was adopted.

Senate bill No. 349 was then passed to third reading.

HOUSE BILL NO. 494 ON SECOND READING.

On motion of Mr. Downs, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 494, A bill to be entitled "An Act making an appropriation for improving, repairing, cleaning and renovating the State Confederate Home located in the city of Austin, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 494 ON THIRD
READING.

Mr. Downs moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 494 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker.	Kenyon.
Albritton.	Kittrell.
Alexander	Laird.
of Limestone.	Lane of Harrison.
Atkinson.	Lipscomb.
Avis.	Loftin.
Baker of Orange.	Mankin.
Baker of Panola.	Masterson.
Barker.	Maxwell.
Barron.	McDonald.
Bateman.	McFarlane.
Bean.	McGill.
Bird.	McKean.
Bobbitt.	Moore.
Boggs.	Parish.
Brown.	Pavlica.
Bryant.	Pearce.
Carter.	Perdue.
Chitwood.	Petsch.
Coffey.	Poage.
Conway.	Pope.
Coody.	Powell.
Covey.	Purl.
Cox of Navarro.	Rawlins.
Davis of Wood.	Raymer.
Dielmann.	Renfro.
Dinkle.	Rice.
Donnell.	Robinson.
Downs.	Rogers.
Dunlap.	Rowell.
Dunn of Falls.	Runge.
Dunn of Hopkins.	Shearer.
Durham.	Sheats.
Enderby.	Simmons.
Faulk.	Sinks.
Fields.	Sparks.
Finlay.	Stell.
Florence.	Stevens.
Foster.	Stevenson.
Frnka.	Storey.
Graves.	Stout.
Hagaman.	Strong.
Hall.	Taylor.
Harper.	Thompson.
High.	Tomme.
Hollowell.	Veatch.
Hoskins.	Walker.
Hull.	Wallace.
Jacks.	Wells.
Johnson.	Westbrook.
Jordan.	Wester.
Justice.	Wilson.
Kayton.	Woodruff.
Kemble.	

Nays—2.

Cox of Lamar. Harman.

Present—Not Voting.

Jasper.

Absent.

Acker.	Low.
Alexander	McDougald.
of Bastrop.	McNatt.
Amsler.	Merritt.
Bartlett.	Montgomery.
Bedford.	Morris.
Blount.	Nicholson.
Bonham.	Pool.
Cade.	Rowland.
Cummings.	Sanford.
Dale.	Simpson.
Daniels.	Smith of Nueces.
Davis of Dallas.	Smith of Travis.
DeBerry.	Smyth.
Farrar.	Stautzenberger.
Gray.	Teer.
Irwin.	Wade.
Jones.	Webb.
King.	Williamson.
Kinnear.	Young.
Lane of Hamilton.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 494 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 434 ON SECOND
READING.

On motion of Mr. Kenyon, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 434. A bill to be entitled "An Act to aid in protection of the property and lives of citizens in a part of Brazoria county from further disastrous and calamitous overflows and conserving and increasing the harbor facilities at the mouth of the Brazos river in Brazoria county, Texas, and to prevent the repeated shoaling of the waters on the bar of the harbor at the mouth of said river caused by deposit of silt from the flooding waters of the Brazos river in the channel of said river and in the Gulf of Mexico, and for the purpose of assisting in the preventing of future overflowing of said river by granting and donating the said portion of Brazoria county for a term of twenty-five years, or so much thereof as may be necessary, a portion of the State ad

valorem tax levied and collected on property subject to taxation, in such portion of Brazoria county, to be used in making part payment of the interest and sinking fund of bonds to be used by said county, to provide for the construction of the necessary breakwaters, levees, dykes, floodways and diversions, and providing for the diversion of the channel of said Brazos river near its mouth, and providing for the administration of this act."

The Speaker laid the bill before the House and it was read second time.

Mr. Lane of Harrison moved the previous question on the passage of the bill to third reading, and the main question was ordered.

Senate bill No. 434 then failed to pass to third reading.

Mr. McFarlane moved to reconsider the vote by which the bill failed to pass to third reading, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—57.

Avis.	King.
Baker of Orange.	Lane of Hamilton.
Bean.	Lane of Harrison.
Bedford.	Low.
Brown.	Mankin.
Bryant.	McDonald.
Carter.	McFarlane.
Coffey.	McGill.
Conway.	McKean.
Covey.	Moore.
Cox of Lamar.	Parish.
Cox of Navarro.	Pavlica.
Davis of Dallas.	Pearce.
Davis of Wood.	Poage.
Dunn of Falls.	Pöol.
Durham.	Powell.
Enderby.	Rawlins.
Farrar.	Rogers.
Fields.	Sanford.
Foster.	Simmons.
Gray.	Smith of Nueces.
Hagaman.	Stevens.
Harman.	Stout.
Harper.	Taylor.
High.	Thompson.
Hollowell.	Tomme.
Hoskins.	Veatch.
Justice.	Woodruff.
Kemble.	

Nays—52.

Acker.	Boggs.
Barron.	Chitwood.
Bateman.	Coody.
Bird.	Cummings.
Bobbitt.	Dielmann.

Dinkle.	Perdue.
Dunlap.	Petsch.
Dunn of Hopkins.	Purl.
Faulk.	Raymer.
Finlay.	Renfro.
Florence.	Rice.
Graves.	Robinson.
Hall.	Rowell.
Hull.	Runge.
Irwin.	Shearer.
Jacks.	Sheats.
Jasper.	Sinks.
Johnson.	Smith of Travis.
Kenyon.	Stevenson.
Kittrell.	Strong.
Laird.	Wade.
Masterson.	Walker.
Maxwell.	Webb.
McDougald.	Wells.
Montgomery.	Wester.
Nicholson.	Williamson.

Present—Not Voting.

Alexander of Limestone.	Baker of Panola.
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Absent.

Albritton.	Kinnear.
Alexander of Bastrop.	Loftin.
Amsler.	Lipscomb.
Atkinson.	McNatt.
Barker.	Merritt.
Bartlett.	Morris.
Blount.	Pope.
Bonham.	Rowland.
Cade.	Simpson.
Dale.	Smyth.
Daniels.	Sparks.
DeBerry.	Stautzenberger.
Donnell.	Stell.
Downs.	Storey.
Frnka.	Teer.
Jones.	Wallace.
Jordan.	Westbrook.
Kayton.	Wilson.
	Young.

Absent—Excused.

McBride.

SENATE BILL NO. 312 ON SECOND READING.

Mr. Parish moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 312 be placed on its second reading and passage to third reading and on its third reading to final passage.

The motion prevailed by the following vote:

Yeas—98.

Mr. Speaker.	Alexander
Acker.	of Limestone.
Albritton.	Avis.

Baker of Orange.	Lane of Harrison.
Baker of Panola.	Mankin.
Barker.	Masterson.
Barron.	Maxwell.
Bateman.	McDonald.
Bean.	McDougald.
Bedford.	McGill.
Bird.	Montgomery.
Boggs.	Moore.
Brown.	Nicholson.
Bryant.	Parish.
Chitwood.	Pavlica.
Coffey.	Pearce.
Conway.	Perdue.
Coody.	Poage.
Covey.	Pope.
Cox of Lamar.	Powell.
Cox of Navarro.	Raymer.
Cummings.	Renfro.
Davis of Dallas.	Rice.
Dielmann.	Robinson.
Dinkle.	Rogers.
Downs.	Rowell.
Dunlap.	Runge.
Dunn of Falls.	Sanford.
Dunn of Hopkins.	Shearer.
Durham.	Sheats.
Enderby.	Simmons.
Faulk.	Sinks.
Finlay.	Smith of Nueces.
Foster.	Smith of Travis.
Graves.	Sparks.
Hagaman.	Stevens.
Hall.	Stout.
Harman.	Strong.
Harper.	Taylor.
High.	Thompson.
Hollowell.	Veatch.
Irwin.	Wade.
Jacks.	Webb.
Johnson.	Wells.
Justice.	Westbrook.
Kemble.	Wester.
Kenyon.	Williamson.
King.	Wilson.
Kittrell.	Woodruff.
Laird.	Young.

Nays—5.

Carter.	Florence.
Davis of Wood.	Hoskins.
Fields.	

Present—Not Voting.

Jasper.	Lane of Hamilton.
	Absent.

Alexander	Dale.
of Bastrop.	Daniels.
Amsler.	DeBerry.
Atkinson.	Donnell.
Bartlett.	Farrar.
Blount.	Frnka.
Bobbitt.	Gray.
Bonham.	Hull.
Cade.	Jones.

Jordan.	Purl.
Kayton.	Rawlins.
Kinnear.	Rowland.
Lipscomb.	Simpson.
Loftin.	Smyth.
Low.	Stautzenberger.
McFarlane.	Stell.
McKean.	Stevenson.
McNatt.	Storey.
Merritt.	Teer.
Morris.	Tomme.
Petsch.	Walker.
Pool.	Wallace.

Absent—Excused.

McBride.

The Speaker then laid before the House, on its second reading and passage to third reading.

S. B. No. 312, A bill to be entitled "An Act relating to water improvement districts."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 312 ON THIRD READING.

The Speaker then laid Senate bill No. 312 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 492 ON SECOND READING.

On motion of Mr. High, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 492, A bill to be entitled "An Act to amend Article 1160 of the Code of Criminal Procedure of the 1911 Revised Statutes of the State of Texas as enacted by the Thirty-second Legislature of the State of Texas, Acts 1911, page 110, Section 1, so as to pay the grand jurors three (\$3) dollars per day, for each day or fraction thereof that they may serve."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 492 ON THIRD READING.

Mr. High moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 492 be placed on its third reading and final passage.

The Speaker announced that there was not a quorum present.

Mr. McFarlane moved a call of the House for the purpose of maintaining a

quorum until 6 o'clock p. m. today, and the motion was lost.

Mr. Purl moved that the House adjourn until 9 o'clock a. m. tomorrow.

Yeas and nays were demanded, and the motion was lost.

Question then recurring on the suspension of the constitutional rule, the motion prevailed by the following vote:

Yeas—100.

Acker.	Justice.
Albritton.	Kayton.
Atkinson.	Kemble.
Avis.	Kittrell.
Baker of Orange.	Laird.
Baker of Panola.	Lane of Harrison.
Barker.	Lipscomb.
Barron.	Mankin.
Bateman.	McDonald.
Bean.	McDougald.
Bedford.	McFarlane.
Bird.	McGill.
Bobbitt.	McKean.
Boggs.	Montgomery.
Brown.	Moore.
Bryant.	Parish.
Carter.	Pavlica.
Chitwood.	Pearce.
Coffey.	Perdue.
Conway.	Petsch.
Coody.	Poage.
Covey.	Pope.
Cox of Lamar.	Powell.
Cummings.	Rawlins.
Dale.	Raymer.
Davis of Dallas.	Renfro.
Davis of Wood.	Rice.
Dielmann.	Robinson.
Dunn of Falls.	Rogers.
Dunn of Hopkins.	Runge.
Durham.	Shearer.
Enderby.	Sheats.
Farrar.	Simmons.
Faulk.	Sinks.
Fields.	Smith of Travis.
Finlay.	Stout.
Florence.	Strong.
Foster.	Taylor.
Graves.	Thompson.
Gray.	Tomme.
Hagaman.	Veatch.
Hall.	Wade.
Harman.	Walker.
Harper.	Wallace.
High.	Webb.
Hollowell.	Wells.
Hoskins.	Westbrook.
Hull.	Wester.
Irwin.	Wilson.
Johnson.	Woodruff.
Jordan.	

Present—Not Voting.

Jasper.

Absent.

Alexander	Low.
of Bastrop.	Masterson.
Alexander	Maxwell.
of Limestone.	McNatt.
Amsler.	Merritt.
Bartlett.	Morris.
Blount.	Nicholson.
Bonham.	Pool.
Cade.	Purl.
Cox of Navarro.	Rowell.
Daniels.	Rowland.
DeBerry.	Sanford.
Dinkle.	Simpson.
Donnell.	Smith of Nueces.
Downs.	Smyth.
Dunlap.	Sparks.
Frnka.	Stautzenberger.
Jacks.	Stell.
Jones.	Stevens.
Kenyon.	Stevenson.
King.	Storey.
Kinnear.	Teer.
Lane of Hamilton.	Williamson.
Loftin.	Young.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 492 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 310 ON SECOND READING.

On motion of Mr. Dielmann, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 310, A bill to be entitled "An Act to amend Article 4610, Chapter 1, Title 68 of the Revised Civil Statutes of the State of Texas; and providing for the filing of notice of intention with the clerk of the county; providing how and by whom such notice shall be filed; providing for the posting of a copy of such notice for at least five days at the courthouse door of the county; providing that no fee shall be charged for such filing and posting; providing for the issuance of a license after such notice has been posted for at least five days, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 310 ON THIRD READING.

Mr. Dielmann moved that the consti-

tutional rule requiring bills to be read on three several days be suspended and that House bill No. 310 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Mr. Speaker.	Lane of Hamilton.
Acker.	Lane of Harrison.
Alexander	Mankin.
of Limestone.	Maxwell.
Atkinson.	McFarlane.
Baker of Orange.	McGill.
Baker of Panola.	McKean.
Barker.	Montgomery.
Barron.	Moore.
Bedford.	Parish.
Bobbitt.	Pavlica.
Boggs.	Pearce.
Carter.	Perdue.
Chitwood.	Petsch.
Coffey.	Poage.
Conway.	Pool.
Coody.	Pope.
Davis of Wood.	Powell.
Dielmann.	Purl.
Dinkle.	Rawlins.
Donnell.	Raymer.
Downs.	Renfro.
Dunn of Falls.	Rice.
Dunn of Hopkins.	Robinson.
Durham.	Rogers.
Faulk.	Runge.
Finlay.	Sanford.
Florence.	Shearer.
Foster.	Sheats.
Gray.	Simmons.
Hagaman.	Sinks.
Hall.	Smith of Travis.
Harman.	Sparks.
Harper.	Strong.
High.	Thompson.
Hollowell.	Tomme.
Hoskins.	Veatch.
Irwin.	Wade.
Jacks.	Webb.
Johnson.	Wells.
Jordan.	Westbrook.
Justice.	Wester.
Kayton.	Williamson.
Kemble.	Wilson.
Kenyon.	Woodruff.
Kittrell.	Young.

Nays—12.

Albritton.	Hull.
Bean.	McDonald.
Cox of Lamar.	Stout.
Enderby.	Taylor.
Farrar.	Walker.
Graves.	Wallace.

Present—Not Voting.

Jasper.

Absent.

Alexander	Amsler.
of Bastrop.	Avis.

Bartlett.	Laird.
Bateman.	Lipscomb.
Bird.	Loftin.
Blount.	Low.
Bonham.	Masterson.
Brown.	McDougald.
Bryant.	McNatt.
Cade.	Merritt.
Covey.	Morris.
Cox of Navarro.	Nicholson.
Cummings.	Rowell.
Dale.	Rowland.
Daniels.	Simpson.
Davis of Dallas.	Smith of Nueces.
DeBerry.	Smyth.
Dunlap.	Stautzenberger.
Fields.	Stell.
Frnka.	Stevens.
Jones.	Stevenson.
King.	Storey.
Kinnear.	Teer.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 310 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE JOINT RESOLUTION NO. 10 ON SECOND READING.

On motion of Mr. Harman, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. J. R. No. 10, Providing for taxation of school lands owned by counties.

The Speaker laid the resolution before the House and it was read second time.

Mr. Harman offered the following amendment to the resolution:

Amend Senate joint resolution No. 10, page 1, Section 2, line 17, by striking out the words "day of" and inserting in lieu thereof the following: "First Tuesday after the first Monday in November."

The amendment was adopted.

Senate joint resolution No. 10 was then passed to third reading by the following vote:

Yeas—85.

Acker.	Brown.
Albritton.	Chitwood.
Atkinson.	Coffey.
Barker.	Conway.
Barron.	Coody.
Bateman.	Covey.
Bean.	Cox of Lamar.
Bedford.	Dale.
Bird.	Davis of Dallas.
Boggs.	Davis of Wood.

Dielmann.	Parish.
Dinkle.	Pavlica.
Donnell.	Pearce.
Downs.	Perdue.
Dunn of Falls.	Petsch.
Dunn of Hopkins.	Poage.
Durham.	Pool.
Enderby.	Pope.
Faulk.	Powell.
Finlay.	Renfro.
Florence.	Rice.
Foster.	Robinson.
Gray.	Rogers.
Hagaman.	Runge.
Hall.	Sanford.
Harman.	Shearer.
Harper.	Sheats.
High.	Simmons.
Irwin.	Sinks.
Jacks.	Smith of Travis.
Jasper.	Stevens.
Justice.	Strong.
Kemble.	Taylor.
Kenyon.	Thompson.
Kittrell.	Tomme.
Lane of Harrison.	Veatch.
Mankin.	Wade.
Masterson.	Walker.
Maxwell.	Wallace.
McDonald.	Westbrook.
McFarlane.	Wester.
McGill.	Williamson.
Montgomery.	Woodruff.
Moore.	

Nays—16.

Bryant.	Jordan.
Cade.	Kayton.
Farrar.	Laird.
Fields.	Lane of Hamilton.
Graves.	Lipscomb.
Hollowell.	McDougald.
Hoskins.	Rawlins.
Hull.	Stout.

Present—Not Voting.

Alexander	Purl.
of Limestone.	Raymer.
Baker of Panola.	Stell.
Carter.	Webb.
Nicholson.	

Absent.

Alexander	Frnka.
of Bastrop.	Johnson.
Amsler.	Jones.
Avis.	King.
Baker of Orange.	Kinnear.
Bartlett.	Loftin.
Blount.	Low.
Bobbitt.	McKean.
Bonham.	McNatt.
Cox of Navarro.	Merritt.
Cummings.	Morris.
Daniels.	Rowell.
DeBerry.	Rowland.
Dunlap.	Simpson.

Smith of Nueces.	Storey.
Smyth.	Teer.
Sparks.	Wells.
Stautzenberger.	Wilson.
Stevenson.	Young.

Absent—Excused.

McBride.

HOUSE BILL NO. 177 ON SECOND
READING.

On motion of Mr. Justice, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 177, A bill to be entitled "An Act to amend Article 366 of the Revised Civil Statutes of the State of Texas, 1911, requiring that any district or county attorneys shall institute legal proceedings in certain cases, so as to provide that it shall also be the duty of such district or county attorneys to institute such proceedings as are necessary to recover such compensation as may be unlawfully paid to or received by any officer in his district or county, and to prevent the payment of such compensation."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 177 ON THIRD
READING.

Mr. Justice moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 177 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.

Acker.	Davis of Wood.
Albritton.	Dielmann.
Alexander	Dinkle.
of Limestone.	Donnell.
Atkinson.	Downs.
Baker of Orange.	Dunn of Falls.
Baker of Panola.	Dunn of Hopkins.
Barker.	Durham.
Barron.	Enderby.
Bean.	Farrar.
Bedford.	Faulk.
Bobbitt.	Fields.
Boggs.	Finlay.
Brown.	Florence.
Bryant.	Foster.
Chitwood.	Gray.
Coffey.	Hagaman.
Conway.	Hall.
Coody.	Harman.
Covey.	Harper.
Davis of Dallas.	High.

Hollowell.	Pool.
Hoskins.	Pope.
Irwin.	Powell.
Jacks.	Purl.
Jasper.	Rawlins.
Jordan.	Raymer.
Justice.	Renfro.
Kemble.	Rice.
Kenyon.	Robinson.
Kittrell.	Rogers.
Laird.	Runge.
Lane of Harrison.	Sanford.
Lipscomb.	Shearer.
Mankin.	Sheats.
Maxwell.	Simmons.
McDonald.	Sinks.
McDougald.	Smith of Travis.
McFarlane.	Sparks.
McGill.	Stevens.
McKean.	Stout.
Montgomery.	Strong.
Moore.	Taylor.
Nicholson.	Thompson.
Parish.	Tomme.
Pavlica.	Veatch.
Pearce.	Westbrook.
Petsch.	Wester.
Poage.	Williamson.

Nays—6.

Cox of Lamar.	Kayton.
Graves.	Stell.
Hull.	Walker.

Present—Not Voting.

Webb.

Absent.

Alexander	Loftin.
of Bastrop.	Low.
Amsler.	Masterson.
Avis.	McNatt.
Bartlett.	Merritt.
Bateman.	Morris.
Bird.	Perdue.
Blount.	Rowell.
Bonham.	Rowland.
Cade.	Simpson.
Carter.	Smith of Nueces.
Cox of Navarro.	Smyth.
Cummings.	Stautzenberger.
Dale.	Stevenson.
Daniels.	Storey.
DeBerry.	Teer.
Dunlap.	Wade.
Frnka.	Wallace.
Johnson.	Wells.
Jones.	Wilson.
King.	Woodruff.
Kinnear.	Young.
Lane of Hamilton.	

Absent—Excused.

McBride.

The Speaker then laid House bill No.

177 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 439 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 439, A bill to be entitled "An Act amending the special road law of Titus county, so as to authorize the commissioners court to fund the road and bridge indebtedness of said county by the issuance of funding or refunding bonds, and to levy a tax in payment thereof, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 259 ON SECOND READING.

On motion of Mr. Gray, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 259, A bill to be entitled "An Act to extend oil and gas lease permits on University lands."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 351 ON SECOND READING.

On motion of Mr. Blount, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 351, A bill to be entitled "An Act setting aside all lands owned by the State of Texas, and the Prison Commission of Texas, located in Cherokee county, for the reforestation purposes to be used for such purposes by the Agricultural and Mechanical College, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 182 ON SECOND READING.

On motion of Mr. Poage, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 182, A bill to be entitled "An Act granting permission to Cleo Fletcher to bring suit against the State of Texas in the district court of McLennan county, Texas, for personal in-

juries claimed to be due said Cleo Fletcher for the loss of a leg while in the Reformatory for Juveniles, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 182 ON THIRD READING.

Mr. Poage moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 182 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.

Mr. Speaker.	Masterson.
Acker.	Maxwell.
Alexander.	McDougald.
of Limestone.	McFarlane.
Avis.	McGill.
Baker of Orange.	Montgomery.
Barker.	Moore.
Barron.	Nicholson.
Bateman.	Parish.
Bird.	Pavlica.
Bobbitt.	Pearce.
Boggs.	Perdue.
Brown.	Petsch.
Cade.	Poage.
Chitwood.	Pool.
Coffey.	Pope.
Conway.	Purl.
Coody.	Rawlins.
Covey.	Raymer.
Davis of Wood.	Rice.
Dielmann.	Robinson.
Dinkle.	Rogers.
Donnell.	Runge.
Downs.	Sanford.
Dunlap.	Shearer.
Dunn of Falls.	Sheats.
Dunn of Hopkins.	Simmons.
Enderby.	Sinks.
Foster.	Smith of Nueces.
Graves.	Smith of Travis.
Gray.	Sparks.
Hall.	Stell.
Harman.	Strong.
Harper.	Taylor.
Hollowell.	Thompson.
Irwin.	Veatch.
Jacks.	Wade.
Johnson.	Walker.
Justice.	Wallace.
Kemble.	Webb.
Kittrell.	Westbrook.
Lane of Hamilton.	Wester.
Lane of Harrison.	Williamson.
Lipscomb.	Young.
Mankin.	

Nays—15.

Albritton.	Hoskins.
Atkinson.	Hull.
Bean.	Laird.
Farrar.	McKean.
Fields.	Stevens.
Finlay.	Stout.
Hagaman.	Tomme.
High.	

Present—Not Voting.

Baker of Panola. Carter.

Absent.

Alexander	Kenyon.
of Bastrop.	King.
Amsler.	Kinnear.
Bartlett.	Loftin.
Bedford.	Low.
Blount.	McDonald.
Bonham.	McNatt.
Bryant.	Merritt.
Cox of Lamar.	Morris.
Cox of Navarro.	Powell.
Cummings.	Renfro.
Dale.	Rowell.
Daniels.	Rowland.
Davis of Dallas.	Simpson.
DeBerry.	Smyth.
Durham.	Stautzenberger.
Faulk.	Stevenson.
Florence.	Storey.
Frnka.	Teer.
Jasper.	Wells.
Jones.	Wilson.
Jordan.	Woodruff.
Kayton.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 182 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 348 ON SECOND READING.

On motion of Mr. Sinks, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 348, A bill to be entitled "An Act to amend Article 612 of the Code of Criminal Procedure of the State of Texas, allowing the adverse party to contest the motion for continuance."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

MOTION TO TAKE UP HOUSE BILL BILL NO. 348.

Mr. Sinks moved that the constitu-

tional rule requiring bills to be read on three several days be suspended and that House bill No. 348 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—73.

Mr. Speaker.	Irwin.
Acker.	Jacks.
Albritton.	Johnson.
Atkinson.	Justice.
Avis.	Kittrell.
Baker of Panola.	Laird.
Barker.	Lane of Harrison.
Barron.	Masterson.
Bateman.	Maxwell.
Bean.	McFarlane.
Boggs.	McGill.
Cade.	Moore.
Chitwood.	Nicholson.
Coffey.	Parish.
Conway.	Pavlica.
Coody.	Pearce.
Dale.	Poage.
Davis of Dallas.	Pope.
Dielmann.	Renfro.
Dinkle.	Rice.
Donnell.	Rogers.
Downs.	Shearer.
Dunlap.	Sheats.
Dunn of Falls.	Simmons.
Dunn of Hopkins.	Sinks.
Enderby.	Smith of Nueces.
Fields.	Smith of Travis.
Finlay.	Smyth.
Graves.	Sparks.
Gray.	Stell.
Hagaman.	Stevens.
Hall.	Thompson.
Harman.	Veatch.
Harper.	Wade.
High.	Webb.
Hoskins.	Wester.
Hull.	Williamson.

Nays—29.

Baker of Orange.	Petsch.
Bobbitt.	Pool.
Brown.	Powell.
Covey.	Rawlins.
Davis of Wood.	Runge.
Farrar.	Storey.
Florence.	Strong.
Foster.	Taylor.
Frnka.	Tomme.
Hollowell.	Walker.
Jordan.	Wallace.
Kayton.	Wells.
Lipscomb.	Westbrook.
Mankin.	Wilson.
McKean.	

Present—Not Voting.

Carter.	Stout.
Lane of Hamilton.	

Absent.

Alexander	Kinnear.
of Bastrop.	Loftin.
Alexander	Low.
of Limestone.	McDonald.
Amsler.	McDougald.
Bartlett.	McNatt.
Bedford.	Merritt.
Bird.	Montgomery.
Blount.	Morris.
Bonham.	Perdue.
Bryant.	Purl.
Cox of Lamar.	Raymer.
Cox of Navarro.	Robinson.
Cummings.	Rowell.
Daniels.	Rowland.
DeBerry.	Sanford.
Durham.	Simpson.
Faulk.	Stautzenberger.
Jasper.	Stevenson.
Jones.	Teer.
Kemble.	Woodruff.
Kenyon.	Young.
King.	

Absent—Excused.

McBride.

SENATE BILL NO. 470 ON SECOND READING.

On motion of Mr. Stevenson, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 470, A bill to be entitled "An Act providing for sale of land owned by the State of Texas located near El Paso, Texas."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 342 ON SECOND READING.

On motion of Mr. Simmons, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 342, A bill to be entitled "An Act amending Section 1, of Chapter 62, of the General Laws, passed at the Regular Session of the Thirty-second Legislature, so as to change the amount of money that commissioners courts may appropriate for farmers' co-operative demonstration work from \$1000 per year to \$1500 per year, and providing that commissioners courts may co-operate in such work with the United States Department of Agriculture and the Agri-

cultural and Mechanical College of Texas, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 106.

Mr. Lane of Hamilton moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 106, A bill to be entitled "An Act regulating the manufacture, distribution, sale, prescription and furnishing of intoxicating liquor in this State; regulating the handling and traffic in intoxicating liquor for medicinal purposes; regulating prescriptions of intoxicating liquor by physicians and the sale or furnishing of intoxicating liquor by druggists, pharmacists and drug stores; prescribing the necessary regulations, requirements and penalties to carry out such purpose; providing for the keeping of the necessary information and records and the filing of same with public officers and agents to facilitate the enforcement of the liquor laws; amending Chapter 78, General Laws, Second Called Session of the Thirty-sixth Legislature, and declaring an emergency."

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—57.

Alexander	Irwin.
of Limestone.	Jacks.
Baker of Panola.	Johnson.
Barker.	Justice.
Bateman.	Kemble.
Bean.	Kittrell.
Bedford.	Laird.
Bobbitt.	Lane of Hamilton.
Boggs.	Lane of Harrison.
Brown.	McDonald.
Bryant.	McDougald.
Carter.	McFarlane.
Chitwood.	Moore.
Conway.	Parish.
Covey.	Pearce.
Cox of Lamar.	Perdue.
Davis of Dallas.	Pope.
Davis of Wood.	Raymer.
Dinkle.	Rice.
Donnell.	Robinson.
Downs.	Rogers.
Dunn of Falls.	Sanford.
Dunn of Hopkins.	Simpson.
Finlay.	Smith of Nueces.
Graves.	Sparks.
Hagaman.	Storey.
Hall.	Stout.
High.	Strong.

Veatch.
Wade.
Wallace.

Webb.
Wester.

Nays—48.

Acker.	Kayton.
Albritton.	Lipscomb.
Atkinson.	Loftin.
Avis.	Mankin.
Baker of Orange.	McGill.
Barron.	Nicholson.
Cade.	Petsch.
Coffey.	Pool.
Coody.	Powell.
Dielmann.	Rawlins.
Dunlap.	Runge.
Durham.	Shearer.
Enderby.	Simmons.
Farrar.	Sinks.
Fields.	Smith of Travis.
Florence.	Smyth.
Foster.	Stell.
Gray.	Stevens.
Harper.	Taylor.
Hollowell.	Thompson.
Hoskins.	Walker.
Hull.	Wells.
Jordan.	Wilson.

Absent.

Alexander	Maxwell.
of Bastrop.	McKean.
Amsler.	McNatt.
Bartlett.	Merritt.
Bird.	Montgomery.
Blount.	Morris.
Bonham.	Pavlica.
Cox of Navarro.	Poage.
Cummings.	Purl.
Dale.	Renfro.
Daniels.	Rowell.
DeBerry.	Rowland.
Faulk.	Sheats.
Frnka.	Stautzenberger.
Harman.	Stevenson.
Jasper.	Teer.
Jones.	Tomme.
Kenyon.	Westbrook.
King.	Williamson.
Kinnear.	Woodruff.
Low.	Young.
Masterson.	

Absent—Excused.

McBride.

SENATE BILL NO. 262 ON SECOND READING.

On motion of Mr. Shearer, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 262, A bill to be entitled "An Act to amend Article 2820, Title 48, Chapter 15, Revised Statutes, 1911, providing for official ballots and other

supplies to be furnished in school trustee elections; providing for returns of said elections to be made to the county judge; providing for canvassing said returns and issuing commissions; repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 332 ON SECOND READING.

On motion of Mr. Farrar, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 332, A bill to be entitled "An Act to amend Article 3720 of Chapter 1, of Title 54, of the Revised Statutes of 1911, so as to provide how executions shall issue when a sole plaintiff or one of several plaintiffs shall die after judgment; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The Speaker the laid bill before the House, it was read second time and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 206.

Mr. Baker of Orange moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 206, A bill to be entitled "An Act creating an illiteracy board for Texas; defining the powers and duties of said board, and making an appropriation for the work to be carried on under the direction of said board, and creating an emergency."

The motion was lost by the following vote:

Yeas—55.

Alexander	Foster.
of Limestone.	Graves.
Baker of Orange.	Hagaman.
Baker of Panola.	Hall.
Bobbitt.	Harman.
Boggs.	Harper.
Carter.	Hollowell.
Chitwood.	Irwin.
Conway.	Jacks.
Cox of Navarro.	Johnson.
Dinkle.	Kittrell.
Dunn of Falls.	Masterson.
Dunn of Hopkins.	McGill.
Durham.	Nicholson.
Farrar.	Perdue.
Faulk.	Poage.
Finlay.	Pope.

Powell.	Storey.
Rawlins.	Stout.
Raymer.	Strong.
Renfro.	Taylor.
Rice.	Teer.
Robinson.	Veatch.
Sanford.	Wade.
Shearer.	Wallace.
Sheats.	Wells.
Smith of Nueces.	Westbrook.
Smith of Travis.	Wester.
Stell.	

Nays—48.

Acker.	High.
Albritton.	Hoskins.
Atkinson.	Hull.
Avis.	Jordan.
Barker.	Justice.
Barron.	Kayton.
Bateman.	Kemble.
Bedford.	Lane of Hamilton.
Brown.	Lane of Harrison.
Bryant.	Lipscomb.
Cade.	Loftin.
Coffey.	Mankin.
Coody.	McDonald.
Covey.	McFarlane.
Cox of Lamar.	Moore.
Cummings.	Parish.
Davis of Wood.	Pearce.
Dielmann.	Petsch.
Donnell.	Rogers.
Downs.	Sinks.
Enderby.	Stevens.
Florence.	Thompson.
Frnka.	Walker.
Gray.	Webb.

Absent.

Alexander	McKean.
of Bastrop.	McNatt.
Amsler.	Merritt.
Bartlett.	Montgomery.
Bean.	Morris.
Bird.	Pavlica.
Blount.	Pool.
Bonham.	Purl.
Dale.	Rowell.
Daniels.	Rowland.
Davis of Dallas.	Runge.
DeBerry.	Simmons.
Dunlap.	Simpson.
Fields.	Smyth.
Jasper.	Sparks.
Jones.	Stautzenberger.
Kenyon.	Stevenson.
King.	Tomme.
Kinnear.	Williamson.
Laird.	Wilson.
Low.	Woodruff.
Maxwell.	Young.
McDougald.	

Absent—Excused.

McBride.

**MOTION TO TAKE UP HOUSE BILL
NO. 233.**

Mr. Smith of Travis moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 233, A bill to be entitled "An Act to create a more efficient system for assessing and collecting taxes by amending Article 7700 of Title 126, Chapter 15, Revised Civil Statutes of 1911, to include a method of payment, for platting surveys or tracts of land, and to keep same up to date, and same must be compiled to show names of owners, and if any tract of land is delinquent same must be shown and provision for collecting delinquent and insolvent taxes shall be made; making such records the official records of the county, and providing a bond shall be given guaranteeing a faithful and efficient performance of the work; repealing all laws and parts of laws in conflict with this act, and declaring an emergency."

The motion was lost.

**MOTION TO TAKE UP HOUSE BILL
NO. 515.**

Mr. Montgomery moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 515, A bill to be entitled "An Act providing for the redemption of property sold under a judgment for taxes levied by any district organized under the laws of the State of Texas, and declaring an emergency."

The motion was lost.

**SENATE BILL NO. 423 ON SECOND
READING.**

On motion of Mr. Cox of Navarro, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 423, A bill to be entitled "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas, for 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142, of the General Laws, as amended by Chapter 55, of the General Laws of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 32 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, as amended by Chapter 96 of the General Laws of the Regular Ses-

sion of the Thirty-seventh Legislature, authorizing county attorneys and district attorneys in counties having a population in excess of one hundred thousand inhabitants, where there is also a district attorney, to appoint deputies, or assistants, by adding Article 3903a, providing that counties composing one judicial district, and the population being between thirty-seven thousand five hundred and one hundred thousand, and the county attorney performs the duties of county attorney and the district attorney."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

**HOUSE JOINT RESOLUTION NO. 16
ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage,

H. J. R. No. 16, Proposing to amend Section 4 of Article XV of the Constitution of the State of Texas, by adding thereto a method of procedure in removing disabilities of any person removed from office in this State by impeachment proceedings, and restoring to such person the right to hold public office.

The resolution was read third time and failed to pass by the following vote:

Yeas—72.

Acker.	Johnson.
Alexander	Jordan.
of Limestone.	Kayton.
Atkinson.	King.
Avis.	Kittrell.
Baker of Orange.	Lane of Hamilton.
Barron.	Lipscomb.
Bedford.	Mankin.
Bobbitt.	McDonald.
Boggs.	McFarlane.
Bryant.	Montgomery.
Chitwood.	Nicholson.
Coffey.	Parish.
Conway.	Perdue.
Covey.	Poage.
Cox of Lamar.	Pool.
Cummings.	Pope.
Dielmann.	Raymer.
Dinkle.	Renfro.
Donnell.	Rice.
Durham.	Robinson.
Enderby.	Rogers.
Faulk.	Sanford.
Finlay.	Shearer.
Foster.	Sheats.
Frnka.	Simmons.
Hall.	Sinks.
High.	Smith of Nueces.
Irwin.	Smyth.
Jasper.	Sparks.

Stell.	Webb.
Stevens.	Wells.
Stout.	Westbrook.
Strong.	Wester.
Veatch.	Williamson.
Wade.	Wilson.
Walker.	Woodruff.

Nays—30.

Albritton.	Hollowell.
Baker of Panola.	Hoskins.
Barker.	Hull.
Bateman.	Jacks.
Cade.	Justice.
Carter.	Loftin.
Coody.	McGill.
Davis of Wood.	Moore.
Dunn of Falls.	Pearce.
Fields.	Petsch.
Florence.	Powell.
Graves.	Storey.
Gray.	Taylor.
Hagaman.	Thompson.
Harper.	

Present—Not Voting.

Dunlap. Lane of Harrison.

Absent.

Alexander	Low.
of Bastrop.	Masterson.
Amsler.	Maxwell.
Bartlett.	McDougald.
Bean.	McKean.
Bird.	McNatt.
Blount.	Merritt.
Bonham.	Morris.
Brown.	Pavlica.
Cox of Navarro.	Purl.
Dale.	Rawlins.
Daniels.	Rowell.
Davis of Dallas.	Rowland.
DeBerry.	Runge.
Downs.	Simpson.
Dunn of Hopkins.	Smith of Travis.
Farrar.	Stautzenberger.
Harman.	Stevenson.
Jones.	Teer.
Kemble.	Tomme.
Kenyon.	Wallace.
Kinnear.	Young.
Laird.	

Absent—Excused.

McBride.

Mr. McDonald moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today.

The motion was lost.

HOUSE BILL NO. 515 ON SECOND READING.

On motion of Mr. Montgomery, the regular order of business was suspended

to take up and have placed on its second reading and passage to engrossment,

H. B. No. 515, A bill to be entitled "An Act providing for the redemption of property sold under a judgment for taxes levied by any district organized under the laws of the State of Texas, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 515 ON THIRD READING.

Mr. Montgomery moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 515 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—86.

Mr. Speaker.	King.
Acker.	Kittrell.
Atkinson.	Lane of Harrison.
Avis.	Lipscomb.
Baker of Orange.	Loftin.
Barker.	Mankin.
Bobbitt.	Maxwell.
Boggs.	McFarlane.
Cade.	McGill.
Carter.	Montgomery.
Chitwood.	Moore.
Coffey.	Nicholson.
Conway.	Parish.
Coody.	Pearce.
Covey.	Perdue.
Cox of Lamar.	Petsch.
Cummings.	Pool.
Davis of Wood.	Pope.
Dielmann.	Powell.
Dinkle.	Rawlins.
Donnell.	Raymer.
Downs.	Renfro.
Dunlap.	Robinson.
Dunn of Falls.	Rogers.
Durham.	Sanford.
Enderby.	Shearer.
Faulk.	Sheats.
Fields.	Simmons.
Florence.	Sinks.
Foster.	Smith of Nueces.
Frnka.	Smith of Travis.
Gray.	Stell.
Hagaman.	Stout.
Hall.	Strong.
Harper.	Taylor.
High.	Wade.
Hollowell.	Webb.
Hoskins.	Wells.
Irwin.	Westbrook.
Jasper.	Wester.
Johnson.	Williamson.
Jordan.	Wilson.
Justice.	Woodruff.
Kayton.	

Nays—13.

Albritton.	Lane of Hamilton.
Bateman.	Stevens.
Bedford.	Storey.
Bryant.	Thompson.
Finlay.	Veatch.
Graves.	Walker.
Hull.	

Present—Not Voting.

Baker of Panola.

Absent.

Alexander	Laird.
of Bastrop.	Low.
Alexander	Masterson.
of Limestone.	McDonald.
Amsler.	McDougald.
Barron.	McKean.
Bartlett.	McNatt.
Bean.	Merritt.
Bird.	Morris.
Blount.	Pavlica.
Bonham.	Poage.
Brown.	Purl.
Cox of Navarro.	Rice.
Dale.	Rowell.
Daniels.	Rowland.
Davis of Dallas.	Runge.
DeBerry.	Simpson.
Dunn of Hopkins.	Smyth.
Farrar.	Sparks.
Harman.	Stautzenberger.
Jacks.	Stevenson.
Jones.	Teer.
Kemble.	Tomme.
Kenyon.	Wallace.
Kinnear.	Young.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 515 before the House on its third reading and final passage.

The bill was read third time and was passed.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 462, A bill to be entitled "An Act making a supplementary appropriation to pay for work to be carried on in the engineering experiment station at the University of Texas for the years

beginning September 1, 1925, and ending August 31, 1927."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Pool, Senate bill No. 470 was ordered not printed.

On motion of Mr. Sanford, Senate bill No. 462 was ordered not printed.

On motion of Mr. Johnson, Senate bill No. 345 was ordered not printed.

HOUSE BILL NO. 658 WITH SENATE AMENDMENTS.

Mr. Hall called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 658, A bill to be entitled "An Act providing for better and more efficient road construction and maintenance in DeWitt county, Texas, being a local and special road law for said county; providing penalties for the violation of any of the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House, and the amendments were read.

On motion of Mr. Hall, the House concurred in the Senate amendments.

SENATE BILL NO. 462 ON SECOND READING.

Mr. Davis of Dallas moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 462 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion was lost by the following vote:

Yeas—80.

Alexander	Dinkle.
of Limestone.	Donnell.
Baker of Panola.	Downs.
Bateman.	Dunlap.
Bobbitt.	Dunn of Falls.
Boggs.	Dunn of Hopkins.
Bryant.	Durham.
Cade.	Enderby.
Carter.	Farrar.
Chitwood.	Faulk.
Coffey.	Florence.
Conway.	Foster.
Coody.	Frnka.
Covey.	Gray.
Cox of Navarro.	Hagaman.
Dale.	Hall.
Dielmann.	High.

Hollowell.	Raymer.
Hoskins.	Rice.
Hull.	Robinson.
Irwin.	Rogers.
Jacks.	Sanford.
Jasper.	Shearer.
Johnson.	Sheats.
Jordan.	Sinks.
Justice.	Smith of Nueces.
Kayton.	Smyth.
King.	Sparks.
Kittrell.	Storey.
Lane of Harrison.	Stout.
Lipscomb.	Strong.
Masterson.	Wade.
Maxwell.	Wallace.
McGill.	Webb.
Montgomery.	Wells.
Nicholson.	Westbrook.
Parish.	Wester.
Perdue.	Williamson.
Petsch.	Wilson.
Pool.	Woodruff.
Pope.	

Nays—26.

Acker.	Lane of Hamilton.
Albritton.	Loftin.
Atkinson.	Mankin.
Avis.	McFarlane.
Barker.	McKean.
Cox of Lamar.	Moore.
Davis of Wood.	Pearce.
Fields.	Powell.
Finlay.	Renfro.
Graves.	Simmons.
Harman.	Stell.
Harper.	Walker.
Laird.	Young.

Present—Not Voting.

Stevens. Veatch.

Absent.

Alexander	McDonald.
of Bastrop.	McDougald.
Amsler.	McNatt.
Baker of Orange.	Merritt.
Barron.	Morris.
Bartlett.	Pavlica.
Bean.	Poage.
Bedford.	Purl.
Bird.	Rawlins.
Blount.	Rowell.
Bonham.	Rowland.
Brown.	Runge.
Cummings.	Simpson.
Daniels.	Smith of Travis.
Davis of Dallas.	Stautzenberger.
DeBerry.	Stevenson.
Jones.	Taylor.
Kemble.	Teer.
Kenyon.	Thompson.
Kinnear.	Tomme.
Low.	

Absent—Excused.

McBride.

HOUSE BILL NO. 523 WITH SENATE AMENDMENTS.

Mr. Parish called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 523, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of not less than 17,000, according to the United States census of 1920, and which have an area of not less than 1060 square miles nor more than 1200 square miles, and which have assessed valuation of not less than \$10,000,000 and which do not contain a city or town of more than 7500, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Parish, the House concurred in the Senate amendments.

HOUSE BILL NO. 133 ON SECOND READING.

On motion of Mr. Irwin, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 133, A bill to be entitled "An Act amending Article 640a, Chapter 9a, of the Penal Code of the Revised Statutes of the State of Texas so as to prescribe a heavier penalty for the desertion and failure to support wife or children by making the penalty a felony, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Cummings offered the following (committee) amendments to the bill:

Amend House bill No. 133, Section 1, by striking out all after the word "years" and insert in lieu thereof the following: "or by fine of not less than one hundred dollars (\$100) or more than one thousand dollars (\$1000), or by imprisonment in the county jail for not less than thirty (30) days or more than one (1) year, or by both such fine and imprisonment."

Amend House bill No. 133 by striking out the caption and inserting in lieu thereof the following:

A bill to be entitled "An Act amending Article 640a, Chapter 9a, Acts of 1913, Chapter 101, Section 1, of the

Penal Code of 1913 of the Revised Penal Statutes of the State of Texas, so as to prescribe a heavier penalty for the desertion and failure to support wife or children by making the penalty a misdemeanor or felony, and declaring an emergency."

The amendments were severally adopted.

House bill No. 133 was then passed to engrossment.

HOUSE BILL NO. 133 ON THIRD READING.

Mr. Cummings moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 133 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.

Acker.	Harper.
Alexander	High.
of Limestone.	Hollowell.
Atkinson.	Hoskins.
Baker of Orange.	Hull.
Baker of Panola.	Irwin.
Barker.	Jasper.
Barron.	Johnson.
Bateman.	Jordan.
Bird.	Justice.
Bobbitt.	Kemble.
Boggs.	King.
Bryant.	Kittrell.
Cade.	Laird.
Carter.	Lane of Hamilton.
Chitwood.	Lane of Harrison.
Coffey.	Loftin.
Conway.	Mankin.
Coody.	Masterson.
Cox of Lamar.	Maxwell.
Cox of Navarro.	McDonald.
Cummings.	McGill.
Dale.	McKean.
Davis of Wood.	Montgomery.
Donnell.	Moore.
Downs.	Nicholson.
Dunlap.	Pavlica.
Dunn of Hopkins.	Pearce.
Durham.	Perdue.
Enderby.	Petsch.
Farrar.	Pool.
Faulk.	Powell.
Florence.	Rawlins.
Foster.	Raymer.
Frnka.	Renfro.
Gray.	Robinson.
Hagaman.	Rogers.
Hall.	Rowell.
Harman.	Runge.

Sanford.	Tomme.
Shearer.	Wade.
Sheats.	Walker.
Simmons.	Webb.
Smyth.	Wells.
Sparks.	Westbrook.
Storey.	Wester.
Strong.	Wilson.
Taylor.	Woodruff.
Thompson.	Young.

Nays—5.

Bedford.	Parish.
Graves.	Sinks.
Kayton.	

Present—Not Voting.

Stout.

Absent.

Albritton.	Lipscomb.
Alexander	Low.
of Bastrop.	McDougald.
Amsler.	McFarlane.
Avis.	McNatt.
Bartlett.	Merritt.
Bean.	Morris.
Blount.	Poage.
Bonham.	Pope.
Brown.	Purl.
Covey.	Rice.
Daniels.	Rowland.
Davis of Dallas.	Simpson.
DeBerry.	Smith of Nueces.
Dielmann.	Smith of Travis.
Dinkle.	Stautzenberger.
Dunn of Falls.	Stell.
Fields.	Stevens.
Finlay.	Stevenson.
Jacks.	Teer.
Jones.	Veatch.
Kenyon.	Wallace.
Kinnear.	Williamson.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 133 before the House on its third reading and final passage.

The bill was read third time and was passed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 442, A bill to be entitled
"An Act to amend Section 1, of Chapter

71, Special Laws of the Thirty-eighth Legislature, Regular Session, the same being entitled 'An Act to amend Section 1, of Chapter 3, Local and Special Laws, Third Called Session, Thirty-sixth Legislature, amending and revising the metes and bounds of the Moran Independent School District in Shackelford and Callahan counties, Texas, and declaring an emergency,' so that the said section shall hereafter read as herein set out, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

MOTION TO TAKE UP SENATE BILL NO. 336.

Mr. Tomme moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 336, A bill to be entitled "An Act to amend Acts, Regular Session, Thirty-eighth Legislature, Chapter 14, page 18, approved February 17, 1919, relating to pool halls, by adding thereto Section 3a, authorizing posts of war veterans, Young Men's Christian Association, religious orders, fraternal orders, labor temples and bona fide State chartered clubs to charge reasonable fee for use of their billiard tables to maintain such equipment, and declaring an emergency."

The motion was lost.

RELATING TO ORDER OF ODD FELLOWS.

Mr. Boggs offered the following resolution:

H. C. R. No. 56, Relating to Order of Odd Fellows.

Whereas, The Grand Lodge of Texas, Independent Order of Odd Fellows is now in session at Wichita Falls, Texas; and

Whereas, Many members of the Thirty-ninth Legislature are members of the Independent Order of Odd Fellows; and

Whereas, The Odd Fellows Orphans' Home at Corsicana, under the auspices of the Grand Lodge, is an honored and benevolent orphanage, doing a humane, fraternal and noble duty, in the care and education of orphan children of deceased members; and

Whereas, The orphan children will soon take our places as citizens of the State of Texas; therefore, be it

Resolved, that the House of Representatives, Thirty-ninth Legislature, the Senate concurring, Extend friendly greetings to the Grand Lodge Independent

Order of Odd Fellows, and their auxiliary, the Rebekah Assembly, now in session at Wichita Falls, and be it further

Resolved, That a committee of two members of the House of Representatives and two members of the Senate be appointed to forward this message.

The resolution was read second time.

Mr. Smith of Travis offered the following amendment to the resolution:

Whereas, The Grand Lodge of Independent Order of Odd Fellows, now in session in Wichita Falls, has voted to hold its annual meeting in Austin next year; therefore be it

Resolved by the House, the Senate concurring, That the Grand Lodge of Independent Order of Odd Fellows be invited to hold its annual Grand Lodge meeting in the Senate Chamber for 1926.

The amendment was adopted.

The resolution as amended was then adopted.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time and referred to the appropriate committee, as follows:

Senate bill No. 442, to the Committee on School Districts.

HOUSE BILL NO. 447 ON SECOND READING.

On motion of Mr. Covey, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 447, A bill to be entitled "An Act imposing an occupation tax upon theatrical, dramatic and musical comedy shows, moving picture shows, opera houses, theaters, tents, air domes, and other such structures used for public entertainment operating for private profit; said tax to be collected from the owner, proprietor or operator of such places of entertainment; said tax to be collected from all shows, moving pictures and other public entertainments or exhibitions given for profit in cities, towns and villages; the amount to be graduated according to the population of said cities, towns and villages as described herein; imposing an annual tax according to said population of said cities, towns or villages, according to the last preceding Federal census; granting authority to such cities, towns and villages to collect an additional tax equal to one-half the State tax; repeal-

ing all laws in conflict herewith and particularly repealing Sections 13 and 36 of Article 7355, Revised Civil Statutes of the State of Texas, and Chapter 6 of the General Laws of the Third Called Session of the Thirty-eighth Legislature, and all laws or parts of laws in conflict with the provision of this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 447.

Mr. Cummings moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 447 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—66.

Mr. Speaker.	Mankin.
Acker.	Masterson.
Albritton.	McDonald.
Atkinson.	McDougald.
Barron.	McFarlane.
Bedford.	Montgomery.
Bird.	Moore.
Boggs.	Pearce.
Brown.	Perdue.
Chitwood.	Petsch.
Coffey.	Poage.
Conway.	Powell.
Cummings.	Raymer.
Davis of Dallas.	Rice.
Dinkle.	Robinson.
Downs.	Rogers.
Dunlap.	Runge.
Dunn of Falls.	Sanford.
Durham.	Shearer.
Farrar.	Sheats.
Faulk.	Smith of Nueces.
Frnka.	Sparks.
Graves.	Stevenson.
Hagaman.	Stout.
Hall.	Strong.
Harman.	Veatch.
Harper.	Wade.
High.	Walker.
Justice.	Wallace.
King.	Webb.
Kittrell.	Wester.
Lane of Harrison.	Wilson.
Low.	Young.

Nays—37.

Barker.	Dielmann.
Bryant.	Donnell.
Cade.	Dunn of Hopkins.
Coody.	Enderby.
Cox of Lamar.	Fields.
Davis of Wood.	Finlay.

Hollowell.	Pavlica.
Hoskins.	Pool.
Hull.	Rowell.
Irwin.	Simmons.
Jacks.	Sinks.
Kayton.	Stell.
Kemble.	Stevens.
Lane of Hamilton.	Storey.
Lipscomb.	Taylor.
Maxwell.	Thompson.
McGill.	Westbrook.
McKean.	Williamson.
Parish.	Woodruff.

Present—Not Voting.

Baker of Panola.

Absent.

Alexander	Johnson.
of Bastrop.	Jones.
Alexander	Jordan.
of Limestone.	Kenyon.
Amsler.	Kinnear.
Avis.	Laird.
Baker of Orange.	Loftin.
Bartlett.	McNatt.
Bateman.	Merritt.
Bean.	Morris.
Blount.	Nicholson.
Bobbitt.	Pope.
Bonham.	Purl.
Carter.	Rawlins.
Covey.	Renfro.
Cox of Navarro.	Rowland.
Dale.	Simpson.
Daniels.	Smith of Travis.
DeBerry.	Smyth.
Florence.	Stautzenberger.
Foster.	Teer.
Gray.	Tomme.
Jasper.	Wells.

Absent—Excused.

McBride.

HOUSE BILL NO. 221 ON SECOND READING.

On motion of Mr. Sheats, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 221, A bill to be entitled "An Act to amend Article 300, Chapter 2, Title 7, of the Penal Code of the State so as to exempt keepers of garages and their servants from the operation of Article 299, Chapter 2, Title 7, of said Penal Code, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 221 ON THIRD
READING.

Mr. Sheats moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 221 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—93.

Mr. Speaker.	Laird.
Acker.	Lane of Hamilton.
Albritton.	Lane of Harrison.
Alexander	Lipscomb.
of Limestone.	Mankin.
Baker of Panola.	Masterson.
Barker.	Maxwell.
Barron.	McDougald.
Bateman.	McFarlane.
Bedford.	McGill.
Bird.	Montgomery.
Bobbitt.	Nicholson.
Boggs.	Pavlica.
Brown.	Pearce.
Bryant.	Perdue.
Cade.	Petsch.
Chitwood.	Poage.
Covey.	Pool.
Cummings.	Powell.
Davis of Dallas.	Purl.
Davis of Wood.	Rawlins.
Dielmann.	Renfro.
Dinkle.	Rice.
Donnell.	Robinson.
Downs.	Rowell.
Dunlap.	Runge.
Dunn of Falls.	Shearer.
Durham.	Sheats.
Enderby.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Nueces.
Fields.	Smith of Travis.
Finlay.	Sparks.
Foster.	Stell.
Frnka.	Stevenson.
Hagaman.	Storey.
Hall.	Stout.
Hollowell.	Taylor.
Hoskins.	Thompson.
Hull.	Veatch.
Irwin.	Wade.
Jacks.	Walker.
Johnson.	Webb.
Jordan.	Wells.
Justice.	Williamson.
Kayton.	Wilson.
Kemble.	Woodruff.
Kittrell.	

Nays—15.

Atkinson.	Harper.
Coffey.	Jasper.
Coody.	King.
Cox of Lamar.	McDonald.
Harman.	Moore.

Parish.	Tomme.
Rogers.	Westbrook.
Sanford.	

Absent.

Alexander	Kenyon.
of Bastrop.	Kinnear.
Amsler.	Loftin.
Avis.	Low.
Baker of Orange.	McKean.
Bartlett.	McNatt.
Bean.	Merritt.
Blount.	Morris.
Bonham.	Pope.
Carter.	Raymer.
Conway.	Rowland.
Cox of Navarro.	Simpson.
Dale.	Smyth.
Daniels.	Stautzenberger.
DeBerry.	Stevens.
Dunn of Hopkins.	Strong.
Florence.	Teer.
Graves.	Wallace.
Gray.	Wester.
High.	Young.
Jones.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 221 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—86.

Mr. Speaker.	Florence.
Acker.	Foster.
Albritton.	Frnka.
Alexander	Graves.
of Limestone.	Hagaman.
Baker of Orange.	Hall.
Baker of Panola.	Hollowell.
Barker.	Hoskins.
Barron.	Hull.
Bateman.	Irwin.
Bobbitt.	Jacks.
Boggs.	Jordan.
Brown.	Kayton.
Bryant.	Kemble.
Cade.	Kittrell.
Chitwood.	Lane of Hamilton.
Covey.	Lane of Harrison.
Davis of Dallas.	Lipscomb.
Davis of Wood.	Mankin.
Dielmann.	Masterson.
Dinkle.	Maxwell.
Donnell.	McDougald.
Dunlap.	McFarlane.
Dunn of Falls.	McGill.
Durham.	Montgomery.
Enderby.	Nicholson.
Farrar.	Pavlica.
Faulk.	Pearce.
Fields.	Petsch.
Finlay.	Poage.

Pool.	Stevenson.
Powell.	Storey.
Rawlins.	Stout.
Renfro.	Strong.
Rice.	Taylor.
Robinson.	Thompson.
Rowell.	Veatch.
Runge.	Wade.
Shearer.	Walker.
Sheats.	Webb.
Simmons.	Wells.
Sinks.	Williamson.
Smith of Travis.	Wilson.
Sparks.	Woodruff.

Nays—18.

Atkinson.	King.
Bedford.	McDonald.
Coffey.	Moore.
Coody.	Parish.
Cox of Lamar.	Rogers.
Downs.	Sanford.
Harman.	Stevens.
Harper.	Tomme.
Jasper.	Westbrook.

Absent.

Alexander	Kinnear.
of Bastrop.	Laird.
Amsler.	Loftin.
Avis.	Low.
Bartlett.	McKean.
Bean.	McNatt.
Bird.	Merritt.
Blount.	Morris.
Bonham.	Perdue.
Carter.	Pope.
Conway.	Purl.
Cox of Navarro.	Raymer.
Cummings.	Rowland.
Dale.	Simpson.
Daniels.	Smith of Nueces.
DeBerry.	Smyth.
Dunn of Hopkins.	Stautzenberger.
Gray.	Stell.
High.	Teer.
Johnson.	Wallace.
Jones.	Wester.
Justice.	Young.
Kenyon.	

Absent—Excused.

McBride.

MOTION TO TAKE UP HOUSE BILL
NO. 418.

Mr. Rawlins moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 418, A bill to be entitled "An Act to amend House bill No. 34, Acts of the Thirty-fifth Legislature, 1917, Chapter 16, Section 2, to provide for the appointment of probation offi-

cers, fixing their salaries and prescribing the duties of said probation officers." The motion was lost.

HOUSE BILL NO. 377 ON SECOND
READING.

On motion of Mr. Sparks, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 377, A bill to be entitled "An Act authorizing the trustees of any common or independent school district of this State to pay off and discharge any bonded indebtedness or any part thereof now or hereafter to be owned by the State permanent school fund, outstanding against any such common or independent school district at any interest paying date; and authorizing the State Board of Education to permit the redemption of such bonds within their discretion; providing the mode and manner of such redemption, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 377 ON THIRD
READING.

Mr. Sparks moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 377 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Mr. Speaker.	Dunlap.
Acker.	Dunn of Falls.
Albritton.	Durham.
Alexander	Enderby.
of Limestone.	Farrar.
Atkinson.	Faulk.
Baker of Orange.	Fields.
Barker.	Finlay.
Barron.	Foster.
Bateman.	Frnka.
Bedford.	Graves.
Bird.	Hagaman.
Bobbitt.	Hall.
Boggs.	Harper.
Bryant.	High.
Cade.	Hollowell.
Chitwood.	Hoskins.
Coody.	Hull.
Cox of Lamar.	Irwin.
Cox of Navarro.	Jacks.
Davis of Dallas.	Jasper.
Davis of Wood.	Jordan.
Dielmann.	Justice.
Dinkle.	Kayton.
Donnell.	Kemble.
Downs.	King.

Kittrell.	Runge.
Laird.	Sanford.
Lane of Harrison.	Shearer.
Lipscomb.	Sheats.
Mankin.	Simmons.
McDonald.	Sinks.
McDougald.	Smith of Nueces.
McFarlane.	Smith of Travis.
McGill.	Sparks.
McKean.	Stevens.
Montgomery.	Storey.
Moore.	Stout.
Nicholson.	Strong.
Parish.	Taylor.
Pavlica.	Thompson.
Pearce.	Tomme.
Perdue.	Veatch.
Petsch.	Walker.
Poage.	Webb.
Pool.	Westbrook.
Powell.	Williamson.
Rawlins.	Wilson.
Repfro.	Woodruff.
Robinson.	Young.

Nays—3.

Coffey.	Rogers.
Harman.	

Present—Not Voting.

Baker of Panola. Lane of Hamilton.

Absent.

Alexander	Loftin.
of Bastrop.	Low.
Amsler.	Masterson.
Avis.	Maxwell.
Bartlett.	McNatt.
Bean.	Merritt.
Blount.	Morris.
Bonham.	Pope.
Brown.	Purl.
Carter.	Raymer.
Conway.	Rice.
Covey.	Rowell.
Cummings.	Rowland.
Dale.	Simpson.
Daniels.	Smyth.
DeBerry.	Stautzenberger.
Dunn of Hopkins.	Stell.
Florence.	Stevenson.
Gray.	Teer.
Johnson.	Wade.
Jones.	Wallace.
Kenyon.	Wells.
Kinnear.	Wester.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 377 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 462 ON SECOND READING.

Mr. Williamson moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 462 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—93.

Acker.	King.
Albritton.	Kittrell.
Alexander	Laird.
of Limestone.	Lane of Hamilton.
Baker of Orange.	Lane of Harrison.
Baker of Panola.	Lipscomb.
Barron.	Masterson.
Bateman.	Maxwell.
Bedford.	McDonald.
Bird.	McDougald.
Bobbitt.	McKean.
Boggs.	Montgomery.
Brown.	Moore.
Bryant.	Parish.
Chitwood.	Petsch.
Coffey.	Pool.
Conway.	Pope.
Coody.	Powell.
Cox of Lamar.	Raymer.
Cox of Navarro.	Rice.
Cummings.	Robinson.
Davis of Dallas.	Rogers.
Dielmann.	Rowell.
Dinkle.	Runge.
Donnell.	Sanford.
Downs.	Shearer.
Dunlap.	Sheats.
Dunn of Falls.	Simmons.
Dunn of Hopkins.	Sinks.
Durham.	Smith of Nueces.
Faulk.	Smith of Travis.
Fields.	Stevens.
Foster.	Stevenson.
Frnka.	Storey.
Gray.	Stout.
Hagaman.	Thompson.
Hall.	Tomme.
Harper.	Veatch.
High.	Wade.
Hoskins.	Wallace.
Hull.	Webb.
Irwin.	Westbrook.
Jacks.	Wester.
Jasper.	Williamson.
Jordan.	Wilson.
Justice.	Woodruff.
Kayton.	Young.
Kemble.	

Nays—11.

Atkinson.	Finlay.
Barker.	Graves.
Davis of Wood.	Harman.

Pavlica. Taylor.
Pearce. Walker.
Renfro. Present—Not Voting.

Poage. Absent.

Alexander	Loftin.
of Bastrop.	Low.
Amsler.	Mankin.
Avis.	McFarlane.
Bartlett.	McGill.
Bean.	McNatt.
Blount.	Merritt.
Bonham.	Morris.
Cade.	Nicholson.
Carter.	Perdue.
Covey.	Purl.
Dale.	Rawlins.
Daniels.	Rowland.
DeBerry.	Simpson.
Enderby.	Smyth.
Farrar.	Sparks.
Florence.	Stautzenberger.
Hollowell.	Stell.
Johnson.	Strong.
Jones.	Teer.
Kenyon.	Wells.
Kinnear.	

Absent—Excused.

McBride.

The Speaker then laid Senate bill No. 462, making certain appropriations for the Engineering Department of the University of Texas, before the House on its second reading and passage to third reading.

The bill was read second time.

Mr. Sanford offered the following amendments to the bill:

(1)

Amend Senate bill No. 462 by adding a new section, as follows: "Appropriating the sum of \$2500 annually for the years ending August 31, 1926, and August 31, 1927, for the purpose of combating diseases affecting fruits, nuts, berries, tomatoes, roses and ornamental plants to be used at Troup Experiment Station, a branch of A. and M. College."

(2)

Amend Senate bill No. 462 by adding a new section to the caption, as follows: "Appropriating the sum of \$2500 annually for the years ending August 31, 1926, and August 31, 1927, for the purpose of combating diseases affecting fruits, nuts, berries, tomatoes, roses and ornamental plants to be used at Troup Experiment Station, a branch of A. and M. College."

The amendments were lost.

Mr. Williamson offered the (commit-

tee) amendments to the bill, which were adopted.

Senate bill No. 462 was then passed to third reading.

SENATE BILL NO. 462 ON THIRD READING.

The Speaker then laid Senate bill No. 462 before the House on its third reading and final passage.

The bill was read third time and was passed.

MOTION TO TAKE UP HOUSE BILL NO. 378.

Mr. Harper moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 378, A bill to be entitled "An Act prohibiting the teaching of evolution in any of its phases in the public schools or any of our higher educational institutions in the State of Texas, supported in whole or in part by taxation."

The motion was lost.

BILL ORDERED NOT PRINTED.

On motion of Mr. Pope, Senate bill No. 442 was ordered not printed.

SENATE BILL NO. 442 ON SECOND READING.

Mr. Pope moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 442 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108.

Mr. Speaker.	Cox of Navarro.
Acker.	Cummings.
Albritton.	Davis of Dallas.
Atkinson.	Davis of Wood.
Avis.	Dielmann.
Baker of Orange.	Dinkle.
Baker of Panola.	Donnell.
Barker.	Downs.
Bateman.	Dunlap.
Bedford.	Dunn of Falls.
Bird.	Dunn of Hopkins.
Bobbitt.	Durham.
Boggs.	Enderby.
Brown.	Farrar.
Bryant.	Fields.
Cade.	Finlay.
Chitwood.	Florence.
Coffey.	Foster.
Conway.	Graves.
Coody.	Gray.
Covey.	Hagaman.

Hall.	Renfro.
Harper.	Rice.
High.	Rogers.
Hollowell.	Rowell.
Hoskins.	Runge.
Hull.	Sanford.
Irwin.	Shearer.
Jacks.	Sheats.
Jasper.	Simmons.
Jordan.	Sinks.
Justice.	Smith of Nueces.
Kayton.	Smith of Travis.
King.	Smyth.
Kittrell.	Sparks.
Laird.	Stell.
Lane of Harrison.	Stevens.
Lipscomb.	Stevenson.
Maxwell.	Storey.
McDonald.	Stout.
McFarlane.	Strong.
McGill.	Taylor.
McKean.	Thompson.
Montgomery.	Tomme.
Moore.	Veatch.
Nicholson.	Wade.
Parish.	Walker.
Pavlica.	Wallace.
Pearce.	Webb.
Petsch.	Wells.
Poage.	Westbrook.
Pool.	Wester.
Pope.	Williamson.
Powell.	Young.
Raymer.	

Nays—1.

Harman.

Absent.

Alexander	Kinnear.
of Bastrop.	Lane of Hamilton.
Alexander	Loftin.
of Limestone.	Low.
Amsler.	Mankin.
Barron.	Masterson.
Bartlett.	McDougald.
Bean.	McNatt.
Blount.	Merritt.
Bonham.	Morris.
Carter.	Perdue.
Cox of Lamar.	Purl.
Dale.	Rawlins.
Daniels.	Robinson.
DeBerry.	Rowland.
Faulk.	Simpson.
Frnka.	Stautzenberger.
Johnson.	Teer.
Jones.	Wilson.
Kemble.	Woodruff.
Kenyon.	

Absent—Excused.

McBride.

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 442, A bill to be entitled

"An Act relating to the Moran Independent School District."

The bill was read second time and passed to third reading.

SENATE BILL NO. 442 ON THIRD READING.

The Speaker then laid Senate bill No. 442 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—100.

Acker.	Justice.
Albritton.	Kemble.
Atkinson.	Kittrell.
Avis.	Laird.
Baker of Orange.	Lane of Harrison.
Baker of Panola.	Lipscomb.
Barker.	Maxwell.
Bateman.	McDonald.
Bedford.	McFarlane.
Bird.	McGill.
Boggs.	McKean.
Bryant.	Montgomery.
Cade.	Moore.
Chitwood.	Nicholson.
Coffey.	Parish.
Conway.	Pavlica.
Coody.	Pearce.
Covey.	Perdue.
Cox of Lamar.	Poage.
Cox of Navarro.	Pool.
Davis of Dallas.	Pope.
Davis of Wood.	Powell.
Dielmann.	Renfro.
Dinkle.	Rice.
Donnell.	Rowell.
Downs.	Runge.
Dunlap.	Sanford.
Dunn of Falls.	Shearer.
Dunn of Hopkins.	Sheats.
Durham.	Simmons.
Enderby.	Sinks.
Farrar.	Smith of Nueces.
Faulk.	Smyth.
Fields.	Stell.
Finlay.	Storey.
Florence.	Stout.
Foster.	Thompson.
Frnka.	Tomme.
Graves.	Veatch.
Gray.	Wade.
Hagaman.	Walker.
Hall.	Wallace.
Harper.	Webb.
High.	Wells.
Hoskins.	Westbrook.
Hull.	Wester.
Irwin.	Williamson.
Jacks.	Wilson.
Jasper.	Woodruff.
Jordan.	Young.

Absent.

Alexander	Lane of Hamilton.
of Bastrop.	Loftin.
Alexander	Low.
of Limestone.	Mankin.
Amsler.	Masterson.
Barron.	McDougald.
Bartlett.	McNatt.
Bean.	Merritt.
Blount.	Morris.
Bobbitt.	Petsch.
Bonham.	Purl.
Brown.	Rawlins.
Carter.	Raymer.
Cummings.	Robinson.
Dale.	Rogers.
Daniels.	Rowland.
DeBerry.	Simpson.
Harman.	Smith of Travis.
Hollowell.	Sparks.
Johnson.	Stautzenberger.
Jones.	Stevens.
Kayton.	Stevenson.
Kenyon.	Strong.
King.	Taylor.
Kinnear.	Teer.

Absent—Excused.

McBride.

HOUSE BILL NO. 649 ON SECOND
READING.

On motion of Mr. Dunn of Falls, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 649, A bill to be entitled "An Act to amend Section 11, of Chapter 182, of the General Laws of the Regular Session of the Thirty-eighth Legislature, increasing the amount of tax to be levied and collected for the maintenance of the workmen's compensation division of the State Fire Insurance Commission."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 649 ON THIRD
READING.

Mr. Dunn of Falls moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 649 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—86.

Mr. Speaker.	Avis.
Acker.	Baker of Panola.
Alexander	Barker.
of Limestone.	Bateman.

Bird.	Maxwell.
Bobbitt.	McDonald.
Boggs.	McDougald.
Bryant.	McFarlane.
Cade.	McGill.
Chitwood.	Montgomery.
Coffey.	Parish.
Conway.	Pavlica.
Coody.	Pearce.
Covey.	Petsch.
Cox of Navarro.	Poage.
Cummings.	Pool.
Davis of Dallas.	Pope.
Dielmann.	Powell.
Dinkle.	Rawlins.
Donnell.	Raymer.
Downs.	Renfro.
Dunlap.	Rice.
Dunn of Falls.	Rogers.
Durham.	Rowell.
Enderby.	Shearer.
Farrar.	Sheats.
Faulk.	Simmons.
Florence.	Sinks.
Foster.	Smith of Nueces.
Gray.	Smith of Travis.
Hagaman.	Smyth.
Harman.	Sparks.
Harper.	Stout.
Hollowell.	Strong.
Hull.	Taylor.
Jacks.	Thompson.
Jasper.	Tomme.
Jordan.	Veatch.
Justice.	Wade.
Kayton.	Wallace.
Kittrell.	Webb.
Laird.	Westbrook.
Lane of Harrison.	Wester.
Lipscomb.	Young.
Masterson.	

Nays—17.

Albritton.	Kemble.
Atkinson.	Lane of Hamilton.
Baker of Orange.	Loftin.
Bedford.	Moore.
Cox of Lamar.	Perdue.
Davis of Wood.	Stevens.
Fields.	Storey.
Graves.	Walker.
High.	

Present—Not Voting.

Nicholson.	Purl.
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Absent.

Alexander	Dale.
of Bastrop.	Daniels.
Amsler.	DeBerry.
Barron.	Dunn of Hopkins.
Bartlett.	Finlay.
Bean.	Frnka.
Blount.	Hall.
Bonham.	Hoskins.
Brown.	Irwin.
Carter.	Johnson.

Jones.	Runge.
Kenyon.	Sanford.
King.	Simpson.
Kinnear.	Stautzenberger.
Low.	Stell.
Mankin.	Stevenson.
McKean.	Teer.
McNatt.	Wells.
Merritt.	Williamson.
Morris.	Wilson.
Robinson.	Woodruff.
Rowland.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 649 before the House on its third reading and final passage.

The bill was read third time and was passed.

MOTION TO TAKE UP SENATE BILL NO. 388.

Mr. Hull moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 388, A bill to be entitled "An Act amending Article 6676, Chapter 15, Title 115, Revised Statutes, so that the provisions of said chapter shall be construed to apply to and affect the transportation of passengers and freight by gasoline or electric motor cars over steam railroads between points within this State; providing that such gasoline or electric motor car shall be deemed a train within the meaning of the requirement that at least one train be run each day, etc.; and providing that if such steam railroads shall operate a gasoline or electric motor car for transportation of passengers it shall be subject to the requirements that at least one such motor car shall be run every day, Sundays excepted, and to the requirements as to stopping for a time sufficient to receive and let off passengers at such stations as may be designated by the commissioners, and declaring an emergency."

The motion was lost.

SENATE BILL NO. 97 ON SECOND READING.

On motion of Mr. Jordan, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 97, A bill to be entitled "An Act to amend Article 4712, Chapter 1, Title 71, of the Revised Civil Statutes of Texas of 1911, providing for the in-

vestment of surplus money of insurance companies; and also to amend Article 4734, Chapter 2, Title 71, of the Revised Civil Statutes of Texas of 1911, prescribing and defining the securities in which the funds of life insurance companies may be invested; and also to amend Article 4776, Chapter 3, Title 71, of the Revised Civil Statutes of Texas, of 1911, defining 'Texas Securities' in which the 'Texas Reserves' of foreign life insurance companies doing business in the State of Texas must be invested; and also to amend Article 4811, Chapter 6, Title 71, of the Revised Civil Statutes of Texas of 1911, defining and prescribing the character of securities in which co-operative life insurance companies organized under the laws of Texas may invest their funds."

The bill was read second time and failed to pass to third reading.

MOTION TO TAKE UP HOUSE BILL NO. 478.

Mr. Tomme moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 478, A bill to be entitled "An Act making it unlawful for any student to pledge or to belong to any Greek letter fraternity and sorority, secret orders, secret chapters, or secret clubs in any educational institution supported in whole or in part by the State of Texas."

The motion was lost.

SENATE BILL NO. 402 ON SECOND READING.

On motion of Mr. Hollowell, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 402, A bill to be entitled "An Act amending Article 303 of the Penal Code of the State of Texas, so as to permit the sale of gasoline and lubricants on Sunday, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE BILL NO. 447 ON THIRD READING.

Mr. Covey moved to reconsider the vote by which the House refused to suspend the constitutional rule and place House bill No. 447 on its third reading and final passage.

The motion to reconsider prevailed.

Mr. Covey moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 447 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

Mr. Speaker.	Lane of Harrison.
Albritton.	Loftin.
Avis.	McDonald.
Baker of Orange.	McDougald.
Bean.	McFarlane.
Bedford.	Montgomery.
Bird.	Moore.
Bobbitt.	Nicholson.
Boggs.	Pavlica.
Brown.	Pearce.
Bryant.	Perdue.
Chitwood.	Petsch.
Coffey.	Poage.
Conway.	Pool.
Covey.	Pope.
Cox of Lamar.	Powell.
Cummings.	Purl.
Dielmann.	Rawlins.
Dinkle.	Renfro.
Donnell.	Rice.
Downs.	Robinson.
Dunn of Falls.	Rogers.
Dunn of Hopkins.	Shearer.
Durham.	Sheats.
Enderby.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Travis.
Finlay.	Sparks.
Frnka.	Storey.
Graves.	Stout.
Hagaman.	Strong.
Hall.	Thompson.
Harman.	Tomme.
Harper.	Veatch.
High.	Wade.
Hollowell.	Walker.
Irwin.	Wallace.
Jacks.	Webb.
Jasper.	Wells.
Johnson.	Wester.
Jordan.	Williamson.
Kittrell.	Young.
Lane of Hamilton.	

Nays—19.

Atkinson.	Kemble.
Cade.	Lipscomb.
Coody.	Maxwell.
Cox of Navarro.	McGill.
Davis of Wood.	McKean.
Fields.	Parish.
Foster.	Taylor.
Gray.	Westbrook.
Hull.	Woodruff.
Kayton.	

Present—Not Voting.

Baker of Panola. Stell.
Barker.

Absent.

Acker.	King.
Alexander	Kinnear.
of Bastrop.	Laird.
Alexander	Low.
of Limestone.	Mankin.
Amsler.	Masterson.
Barron.	McNatt.
Bartlett.	Merritt.
Bateman.	Morris.
Blount.	Raymer.
Bonham.	Rowell.
Carter.	Rowland.
Dale.	Runge.
Daniels.	Sanford.
Davis of Dallas.	Simpson.
DeBerry.	Smith of Nueces.
Dunlap.	Smyth.
Florence.	Stautzenberger.
Hoskins.	Stevens.
Jones.	Stevenson.
Justice.	Teer.
Kenyon.	Wilson.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 447 before the House on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 388 ON SECOND READING.

On motion of Mr. Purl, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 388, A bill to be entitled "An Act relating to the transportation of passengers and freight by gasoline or electric motor car on steam railroads," etc.

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

HOUSE JOINT RESOLUTION NO. 12 ON SECOND READING.

On motion of Mr. Albritton, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. J. R. No. 12, Proposing an amendment to the Constitution of the State of Texas, so as to increase the membership of the Supreme Court of Texas.

The Speaker laid the resolution before the House, it was read second time

and was passed to engrossment by the following vote:

Yeas—82.

Albritton.	Kayton.
Atkinson.	Kittrell.
Avis.	Lane of Harrison.
Baker of Orange.	Lipscomb.
Barker.	Loftin.
Bean.	McDonald.
Bedford.	McDougald.
Bird.	McFarlane.
Bobbitt.	McGill.
Boggs.	Montgomery.
Brown.	Nicholson.
Bryant.	Parish.
Cade.	Pearce.
Chitwood.	Perdue.
Conway.	Petsch.
Cox of Navarro.	Poage.
Davis of Dallas.	Pool.
Dielmann.	Pope.
Dinkle.	Powell.
Donnell.	Purl.
Downs.	Rawlins.
Dunlap.	Raymer.
Dunn of Falls.	Rice.
Dunn of Hopkins.	Sanford.
Durham.	Shearer.
Faulk.	Sheats.
Fields.	Sinks.
Finlay.	Smith of Travis.
Frnka.	Sparks.
Graves.	Stell.
Gray.	Storey.
Hagaman.	Stout.
Hall.	Taylor.
Harper.	Tomme.
High.	Veatch.
Hoskins.	Wade.
Hull.	Webb.
Irwin.	Westbrook.
Jacks.	Wester.
Jasper.	Williamson.
Johnson.	Young.
Jordan.	

Nays—18.

Bateman.	Lane of Hamilton.
Coffey.	Maxwell.
Coody.	Moore.
Cox of Lamar.	Pavlica.
Davis of Wood.	Renfro.
Enderby.	Rogers.
Foster.	Simmons.
Hollowell.	Thompson.
Kemble.	Walker.

Present—Not Voting.

Baker of Panola.

Absent.

Acker.	Alexander
Alexander	of Limestone.
of Bastrop.	Amsler.

Barron.	Masterson.
Bartlett.	McKean.
Blount.	McNatt.
Bonham.	Merritt.
Carter.	Morris.
Covey.	Robinson.
Cummings.	Rowell.
Dale.	Rowland.
Daniels.	Runge.
DeBerry.	Simpson.
Farrar.	Smith of Nueces.
Florence.	Smyth.
Harman.	Stautzenberger.
Jones.	Stevens.
Justice.	Stevenson.
Kenyon.	Strong.
King.	Teer.
Kinnear.	Wallace.
Laird.	Wells.
Low.	Wilson.
Mankin.	Woodruff.

Absent—Excused.

McBride.

SENATE BILL NO. 75 ON SECOND READING.

On motion of Mr. Veatch, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 75, A bill to be entitled "An Act regulating and providing for a better election and primary election system in this State; providing for a preferential or first and second choice ballot in primaries; making provisions for necessary details for poll tax payments, voting and requirements incidental to suffrage and elections, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

MOTION TO TAKE UP HOUSE BILL NO. 243.

Mr. Lane of Harrison moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 243, A bill to be entitled "An Act amending Article 3883, of the Revised Civil Statutes of Texas of 1911, as amended by the general laws of the State of Texas, Acts of 1913, page 246, Section 1, and as amended by Chapter 130 of the General Laws of the Thirty-fifth Legislature, as amended by Chapter 40, Section 1 of the General Laws of the Thirty-sixth Legislature, Third Called Session, and any and all other amendments thereto, and amending Article 3883a of the Revised Civil Statutes of the State of Texas of 1911, as amend-

ed by the Acts of the Legislature of the State of Texas, General Laws of the State of Texas of 1913, page 246, and all other amendments thereto; and amending Articles 3889 of the Revised Civil Statutes of Texas of 1911, as amended by the General Laws of the State of Texas, Chapter 158 of the Thirty-sixth Legislature, and as amended by the General Laws of the State of Texas, Chapter 20 of the Thirty-sixth Legislature, Called Session, and as amended by the General Laws of the State of Texas, Chapter 181 of the Thirty-eighth Legislature, Regular Session, and all other amendments thereto; and amending Article 3890 of the Revised Civil Statutes of Texas of 1911, and all amendments thereto; and amending Article 3903 of the Revised Civil Statutes of Texas of 1911, as amended by the General Laws of the State of Texas of 1913, pages 246, 286, and as amended by the General Laws of the State of Texas, Chapter 55 of the Thirty-fifth Legislature of the State of Texas, as amended by the General Laws of the State of Texas, Chapter 32 of the Third Called Session of the Thirty-sixth Legislature, and as amended by the General Laws of the State of Texas, Chapter 96 of the Thirty-seventh Legislature, and all other amendments thereto; providing for and fixing the fees of county judges, sheriffs, county clerks, county attorneys, district attorneys, district clerks, tax collectors, tax assessors, and relating to the appointment and compensation of deputies and assistants of certain officers, so amending said articles that the same shall hereafter read as hereinafter set forth, and repealing all laws in conflict therewith, and declaring an emergency."

The motion was lost.

HOUSE BILL NO. 337 ON SECOND READING.

On motion of Mr. Davis of Wood, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 337, A bill to be entitled "An Act to amend Sections 2 and 6 of Chapter 62 of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature, relative to analyzing, testing and labeling of agricultural seed offered or exposed for sale in this State; prescribing the label requirements and defining the term 'purity percentage' and noxious weed seeds, and establishing the minimum rate of occurrence of noxious weed seeds

which must show on the tested seed label, by fixing the rate, according to the size of the crop seed in which they occur; and providing for the promulgation of rules and regulations by the Commissioner of Agriculture, and authorizing the Commissioner to fix the maximum number of samples that may be tested free of charge for any citizen of the State and permitting charges for tests of samples submitted in excess of those tested free of charge; providing that all moneys received from the receipts of such fees shall be paid into the State Treasury, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 337 ON THIRD READING.

Mr. Davis of Wood moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 337 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

Mr. Speaker.	Gray.
Avis.	Harman.
Baker of Panola.	Harper.
Barker.	High.
Bateman.	Irwin.
Bean.	Jacks.
Bedford.	Jordan.
Bird.	Kayton.
Bobbitt.	Kittrell.
Boggs.	Laird.
Bryant.	Lane of Harrison.
Cade.	Lipscomb.
Chitwood.	Loftin.
Coffey.	McDougald.
Conway.	McGill.
Coody.	Montgomery.
Covey.	Parish.
Cox of Navarro.	Pavlica.
Dale.	Pearce.
Davis of Dallas.	Perdue.
Davis of Wood.	Petsch.
Dielmann.	Pool.
Dinkle.	Pope.
Donnell.	Powell.
Downs.	Raymer.
Dunlap.	Renfro.
Dunn of Falls.	Rice.
Durham.	Rogers.
Enderby.	Rowell.
Farrar.	Sanford.
Fields.	Shearer.
Finlay.	Sheats.
Frnka.	Simmons.
Graves.	Sinks.

Smith of Nueces.	Walker.
Smith of Travis.	Wallace.
Stell.	Webb.
Storey.	Westbrook.
Stout.	Wester.
Strong.	Williamson.
Thompson.	Woodruff.
Veatch.	Young.

Nays—22.

Albritton.	Johnson.
Baker of Orange.	Kemble.
Cox of Lamar.	Lane of Hamilton.
Cummings.	Maxwell.
Faulk.	McFarlane.
Florence.	McKean.
Foster.	Moore.
Hall.	Rawlins.
Hollowell.	Taylor.
Hoskins.	Tomme.
Hull.	Wells.

Present—Not Voting.

Jasper.	Nicholson.
Hagaman.	

Absent.

Acker.	Low.
Alexander	Mankin.
of Bastrop.	Masterson.
Alexander	McDonald.
of Limestone.	McNatt.
Amsler.	Merritt.
Atkinson.	Morris.
Barron.	Poage.
Bartlett.	Purl.
Blount.	Robinson.
Bonham.	Rowland.
Brown.	Runge.
Carter.	Simpson.
Daniels.	Smyth.
DeBerry.	Sparks.
Dunn of Hopkins.	Stautzenberger.
Jones.	Stevens.
Justice.	Stevenson.
Kenyon.	Teer.
King.	Wade.
Kinnear.	Wilson.

Absent—Excused.

McBride.

The Speaker then laid House bill No. 337 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 629 ON SECOND READING.

On motion of Mr. Finlay, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 629, A bill to be entitled

"An Act to amend Section 4 of Chapter 188 of the Acts of the Legislature of 1917, it being Article 6272 of the Revised Civil Statutes, as amended in 1917, so as to provide that Confederate veterans receiving pensions from the United States government on account of services rendered subsequent to the Civil War shall not be deprived of pensions under the general laws of this State and that all Confederate veterans who are inmates of the Confederate Home may receive pensions equal in amount to one-half of the pensions payable to non-inmate veterans, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 629 ON THIRD READING.

Mr. Finlay moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 629 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.

Mr. Speaker.	Gray.
Albritton.	Hagaman.
Atkinson.	Hall.
Avis.	Harman.
Baker of Orange.	Harper.
Barker.	High.
Bateman.	Hollowell.
Bird.	Hoskins.
Boggs.	Hull.
Brown.	Irwin.
Bryant.	Jacks.
Cade.	Jasper.
Chitwood.	Johnson.
Coffey.	Jordan.
Conway.	Justice.
Coody.	Kayton.
Covey.	Kemble.
Cox of Lamar.	Lane of Harrison.
Cox of Navarro.	Loftin.
Davis of Dallas.	Low.
Davis of Wood.	Masterson.
Dielmann.	Maxwell.
Dinkle.	McFarlane.
Donnell.	McKean.
Downs.	Moore.
Dunlap.	Nicholson.
Dunn of Falls.	Parish.
Durham.	Pavlica.
Enderby.	Pearce.
Faulk.	Perdue.
Fields.	Poage.
Finlay.	Pool.
Foster.	Pope.
Graves.	Powell.

Rawlins.	Taylor.
Raymer.	Thompson.
Renfro.	Tomme.
Rice.	Veatch.
Rogers.	Wade.
Rowell.	Walker.
Sanford.	Wallace.
Shearer.	Webb.
Sheats.	Wells.
Sinks.	Westbrook.
Smith of Nueces.	Wester.
Smith of Travis.	Williamson.
Stell.	Woodruff.
Storey.	Young.
Stout.	

Nays—3.

Bean.	Strong.
Petsch.	

Present—Not Voting.

Baker of Panola. Lane of Hamilton.

Absent.

Acker.	Kittrell.
Alexander	Laird.
of Bastrop.	Lipscomb.
Alexander	Mankin.
of Limestone.	McDonald.
Amsler.	McDougald.
Barron.	McGill.
Bartlett.	McNatt.
Bedford.	Merritt.
Blount.	Montgomery.
Bobbitt.	Morris.
Bonham.	Purl.
Carter.	Robinson.
Cummings.	Rowland.
Dale.	Runge.
Daniels.	Simmons.
DeBerry.	Simpson.
Dunn of Hopkins.	Smyth.
Farrar.	Sparks.
Florence.	Stautzenberger.
Frnka.	Stevens.
Jones.	Stevenson.
Kenyon.	Teer.
King.	Wilson.
Kinnear.	

Absent—Excused.

McBride.

The Speaker then laid House bill No. 629 before the House on its third reading and final passage.

The bill was read third time and was passed.

MOTION TO TAKE UP SENATE BILL NO. 210.

Mr. Rice moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading Senate bill No. 210.

The motion was lost.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 219, "An Act to amend an act passed at the Regular Session of the Thirty-eighth Legislature, being Chapter 171 of the General Laws, passed by the Thirty-eighth Legislature, and being 'An Act fixing in counties having a population in excess of one hundred and fifty thousand inhabitants, the compensation of district attorneys and providing for the appointment of assistant district attorneys, investigators, stenographers, deputies and other employes and providing for their salaries and the manner of their payment, and repealing all laws in conflict herewith with exception, and declaring an emergency,' by providing that one of the seven assistant district attorneys authorized by the act to be appointed shall receive a salary not to exceed four thousand eight hundred dollars per annum, instead of a salary not to exceed three thousand six hundred dollars per annum, as provided in the act amended, and two other of said assistants at salaries not to exceed three thousand six hundred dollars per annum each, instead of a salary not to exceed three thousand dollars per annum each, as is provided in the act amended, all payable monthly by said counties, by warrant drawn from the general funds thereof, and declaring an emergency."

H. B. No. 549, "An Act exempting Travis county for a period of two years from the provisions of Chapter 12, Section 3, Acts of 1917, Third Called Session, as amended by Chapter 87, Section 3, Acts of 1918, Fourth Called Session, and Chapter 172, Regular Session of the Thirty-eighth Legislature, and providing for an emergency."

H. B. No. 544, "An Act to create the Ackerly Independent School District in Dawson, Borden, Howard and Martin counties, Texas."

H. B. No. 561, "An Act creating the Halfway Independent School District, situated in Hale county, Texas; defining its metes and bounds; vesting it with rights, powers, duties and privileges of independent districts incorporated for school purposes only under the general laws; providing for a board of five (5) trustees therefor; providing a board of equalization, and prescribing the duties and authority of said board, and of said trustees; declaring valid a maintenance tax heretofore voted by said district;

declaring valid all debts owing to and by said district, and declaring an emergency."

H. B. No. 558, "An Act creating and incorporating the Edna Independent School District in Jackson county, Texas."

H. B. No. 555, "An Act to increase and fix the salary of the superintendent of public instruction of Harris county, Texas; providing for office and traveling expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 628, "An Act amending Chapter 33 of the General Laws of the Regular Session of the Thirty-seventh Legislature, so as to fix the terms of court in the counties composing the Fourth Judicial District, and declaring an emergency."

H. B. No. 473, "An Act to amend an Act of the Second Called Session of the Thirty-eighth Legislature, Chapter 29, entitled 'Enlarging the Megargel Independent School District,' an act defining the boundaries of the Megargel County Line Independent School District; providing for the transportation of pupils; for assessing and collecting taxes; authorizing the trustees to sue for the collection of delinquent taxes; providing that said district assume payment of that pro rata part of indebtedness due by the district on account of territory out of said district by this act; providing that any part of this act being declared invalid shall not affect other parts; giving the trustees the right to increase the area of said district, and declaring an emergency."

H. B. No. 100, "An Act appropriating a certain sum to aid the rural schools."

H. B. No. 174, "An Act to acquit, quitclaim, grant and release unto Laura Weir Scott, her heirs and assigns all right, title and interest which the State of Texas now has or may hereafter have in and to the tract of 110 acres of land, more or less; part of the J. S. Irvine survey, situated in Hays and Travis counties, Texas, described in the deed dated April 19, 1922, executed by Mrs. Montie B. Botts to the said Laura Weir Scott and of record in book No. 335, pages 363 to 365 of the deed records of Travis county, Texas, which right, title and interest the State of Texas has or may have by virtue of the following provision contained in said deed, to-wit: during the lifetime of the said Frank D. Scott, the said Laura Weir

Scott shall not have any right nor power to sell, mortgage or encumber in any way the land hereby conveyed to her, and if she, at any time, undertakes to so do, either directly or indirectly, then immediately and automatically all interest therein in her favor will absolutely terminate and end, and from that date or occurrence forward she will have no further interest in said property of any kind, or character, but, in any such event or events, the title thereto will vest in fee simple together and equally in any lawful issue of her body then living and in the absence of any such living issue same will revert and become the property of the State of Texas."

H. B. No. 503, "An Act to exempt the county of Howard from the provisions and operations of Articles 7256 to 7304, inclusive, of Chapter 7, Title 124, of the Revised Civil Statutes of 1911, relating to the inspection of hides and animals; repealing all laws in conflict herewith, and declaring an emergency."

ADJOURNMENT.

Mr. Wallace moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Faulk moved that the House adjourn until 9 o'clock a. m. tomorrow.

The motion of Mr. Wallace prevailed, and the House, accordingly, at 6:30 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STATEMENT BY PENITENTIARY COMMITTEE.

Austin, Texas, March 16, 1925.

We, the undersigned members of the Penitentiary Investigating Committee, desire to call attention to the fact that we were absent taking testimony a great deal of our time, and consequently missed many roll calls.

IRWIN,
STEVENSON,
CHITWOOD,
FARRAR,
KING.

REASON FOR VOTE.

I vote "no" on the Senate bill No. 391 because the bill carries \$491,485

more money than the heads of departments have asked for.

COX of Lamar.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 673, A bill to be entitled "An Act relating to the Bexar Independent School District,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 393, A bill to be entitled "An Act to amend Article 1120, of Title 15, of Chapter 1, of the Code of Criminal Procedure of 1911, as amended by Chapter 127 of the Acts of the Regular Session of the Thirty-fourth Legislature and by Chapter 70 of the Acts of the Regular Session of the Thirty-sixth Legislature, so as to provide that the maximum number of days for which a district attorney may receive pay shall not exceed 230 in any one year in all judicial districts of this State composed of two counties or more, and declaring an emergency,"

And find the same correctly engrossed.
COVEY, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 273, A bill to be entitled "An Act to provide pay for county judges for presiding over commissioners court in counties having less than thirty-seven thousand inhabitants; providing that such judges shall not receive pay for more than one special term in each month; providing how such fees shall be in addition to and exclusive of all other fees and compensation paid county

judges in such counties; providing that such fees shall not be considered in estimating the maximum fees received by county judges in such counties; repealing all laws or parts of laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 648, A bill to be entitled "An Act to create the Whiteland Common School District in McCulloch county, Texas, including therein the present Whiteland Common School District in McCulloch county,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 683, A bill to be entitled "An Act to create and establish the Beeville Independent School District in Bee county, Texas," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 658, A bill to be entitled "An Act providing for better and more efficient road construction and maintenance in DeWitt county," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 682, A bill to be entitled

"An Act creating and incorporating the Tolosa Common School District in Kaufman county,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 365, A bill to be entitled "An Act to create Common School District No. 5 in Refugio county, Texas; providing a board of trustees therefor; vesting said common school district board of trustees with all the rights, powers, privileges and duties conferred upon common school districts incorporated under the general laws of Texas, and providing for a board of trustees to serve until the time for next election of school trustees as provided by general law; providing for the validation of all contracts, bonds or other valid indebtedness and tax levies of the present Common School District No. 5 as the subsisting obligations and acts of Common School District No. 5, as created by this act, and declaring an emergency,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 663, A bill to be entitled "An Act creating and incorporating the Dille County Line Independent School District out of territory in Frio and LaSalle counties,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 659, A bill to be entitled "An Act creating an independent school district to be known as the Holt Independent School District, situated in Hutchinson county, Texas, described by metes and bounds, comprising the ter-

ritory of Common School District No. 8 of Hutchinson county,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 653, A bill to be entitled "An Act creating a special road law for Kaufman county,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 639, A bill to be entitled "An Act to amend Chapter 75 of the Acts of the Third Called Session of the Thirty-sixth Legislature, creating the Emory Independent School District,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 643, A bill to be entitled "An Act to create Callihan Independent School District in Live Oak and McMullen counties, Texas, including therein the present Callihan School District No. 3 of said counties,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 634, A bill to be entitled "An Act to establish and create a court to be known as the Corporation Court of Lubbock, Texas, and prescribe its organization and procedure and conform to the jurisdiction and process of other courts thereto, and repeal all laws and ordi-

nances in conflict herewith, and declaring an emergency for same,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 671, A bill to be entitled "An Act creating the Pearsall Independent School District,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 666, A bill to be entitled "An Act to create Common School District No. 6 in McMullen county, Texas,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 630, A bill to be entitled "An Act to create a more efficient road system for Hidalgo county, Texas, by creating Hidalgo County Independent Road District No. 1; designation of said district and of any bonds thereof; providing that said district shall be vested with all the rights, powers and privileges conferred upon defined road districts by general laws; providing for the levy, assessment and collection of necessary taxes annually to pay interest and provide sinking fund for outstanding bonds heretofore issued by the district of which the district hereby created was formerly a part, and declaring an emergency,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

H. B. No. 651, A bill to be entitled "An Act creating the Woodrow Independent School District in Lubbock county, Texas, out of the same territory now comprising the Woodrow Common School District No. 21 in Lubbock county, Texas, as established and defined by Act of the Thirty-sixth Legislature of the State of Texas,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 655, A bill to be entitled "An Act exempting Lamar county for a period of five years from the operation of certain of the existing game laws,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 685, A bill to be entitled "An Act creating the Lipscomb Independent School District,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 331, A bill to be entitled "An Act fixing the venue of the offense of abortion,"

And find the same correctly engrossed.
ROWELL, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 679, "An Act to amend Chapter 76 of the General Laws of the Regular Session of the Thirty-eighth Legislature, so as to continue the duration and existence of the district court of Stephens county, Ninety-second Judicial District, until April 15, 1925, and providing that as to said district court of Stephens county said Chapter 76 shall continue in force and effect until said time, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 638, "An Act amending the special road law of Titus county, Texas, so as to authorize the commissioners court to fund the road and bridge indebtedness of said county by the issuance of funding or refunding bonds, and to levy a tax in payment thereof, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 321, "An Act providing for the protection of rainbow trout in the fresh waters of Texas; providing for a two-year closed season, and a closed season during certain months thereafter; prescribing a legal size and daily bag limit; prohibiting the sale and barter of rainbow trout, prescribing a penalty, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 633, "An Act to amend Section 2 of Chapter 4 of the Local and Special Laws enacted by the Thirty-fourth Legislature at its Regular Session in 1915, in so far as it applies to Atascosa county, by adding thereto Sec-

tions 2a and 2b, to permit the issuance of bonds by Atascosa county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes; providing for the distribution of the road and bridge fund of said county, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 573, "An Act to create the Nell Independent School District, situated in Live Oak county, Texas; providing for a board of seven trustees; defining the powers of said board of trustees; placing the district in all other matters under the provisions of the general law, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 329, "An Act repealing Chapter 8 of the General Laws of the Fourth Called Session of the Thirty-sixth Legislature, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 608, "An Act amending an Act of the Thirty-eighth Legislature, Chapter 92, page 335, said act being a special road law for Nacogdoches county, so as to eliminate Section 11 of said act and provide for three days' warning to road hands instead of fifteen days, and repealing all special laws relating to public roads of Nacogdoches county, as well as all general laws in conflict with this act, and to create by this act a more efficient road system for Nacogdoches county, Texas; to provide for the appointment of hands and laying out of

road precincts, specifying those subject to road duty and the number of days they shall work upon the public roads each year; to provide for relieving citizens of road duty by payment to the county treasurer of five dollars for each road year; to encourage donation to the public roads by citizens of said county, and providing for donations to be duplicated by the county treasurer out of the road and bridge fund of said county; providing for appointment of road overseers; making county commissioners of said county supervisors of the roads in their commissioner's precinct; prescribing their duties; prescribing the mode of warning those subject to road duty under the terms of this act, and making it a misdemeanor to violate the provisions of this act, and fixing a penalty therefor; and repealing all general and special laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 14, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 595, "An Act to create the Shelbyville Independent School District of Shelby county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 13, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 24, "An Act exempting from taxation institutions or organizations such as the Boy Scouts of America or local organizations of such a body, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 13, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 110, "An Act providing that counties that borrowed money from

the State of Texas under the provisions of Section 13, Chapter 4, Acts of the Thirty-fifth Legislature, passed at the Fourth Called Session, may by payment of accrued interest be given an option of five years additional time in which to return the principal, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 13, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 89, "An Act amending Article 3609, Chapter 29, Title 52, Revised Civil Statutes of Texas, 1911, relating to the management, control and disposition of community property by the wife of a deceased or insane husband, providing for the renewal and extension of the maturity date of community debts and liens securing same,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 13, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 92, "An Act providing a method of validating titles to lands conveyed by guardians under the provisions of Chapters 11 and 12, Title 64, Revised Civil Statutes of Texas, 1911, as amended by Chapter 151, General Laws passed at the Regular Session of the Thirty-third Legislature of Texas, approved April 7, 1913, where county court failed to require the bond provided for by the fourth paragraph of Article 4162 and Article 4177 as amended,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 13, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 369, "An Act to change and prescribe the time for holding district court of the Thirty-first Judicial District of the State; and to conform all

writs and process from such court to such changes, and to make all writs and process issued or served before this act takes effect, including recognizances and bonds, returnable to the terms of court in the several counties in said district as herein fixed, and to validate the summoning of grand and petit jurors, and juries; and providing for the continuation of court in session in said district when this act takes effect to the end of its term; and repealing all laws and parts of laws in conflict herewith."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 14, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 584, "An Act creating the Kennard Consolidated Common School District No. 33 in Houston county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 13, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 532, "An Act to authorize water improvement districts or conservation and reclamation districts which are or may be operating under contract with the United States government or any department thereof, to acquire, construct, operate, lease or otherwise control, use or employ steam and water power facilities and plants for the generation, distribution and supply of electrical energy; giving them authority to incur indebtedness for the accomplishment of such purposes and authorizing the issuance of bonds therefor, subject to the regulations, terms, conditions and provisions of Chapter 87, General Laws, Thirty-fifth Legislature, Regular Session, relating to issuance and sale of bonds, and of the acts amendatory thereof and supplementary thereto; authorizing such districts to contract with districts organized under the laws of other States; authorizing the joint acquisition, operation and control of such plants and facilities by such districts; authorizing contracts between said districts to accomplish the purposes au-

thorized by this act; requiring ratification of such contracts by the legally qualified voters of such district, and prescribing the method of entering into such contracts; authorizing such districts to sell or lease power to municipal and other corporations, firms or individuals; authorizing the establishment of a joint office for two or more such districts and the employment of a general manager, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 355, "An Act authorizing the commissioners court of any county in this State to have old probate records or papers recorded by the county clerk when in the opinion of the commissioners court such recording is necessary; authorizing the commissioners court to compensate the county clerk for such work out of the general fund of the county, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 14, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 104, "An Act creating Morton Independent School District in Cochran county, Texas; defining its boundaries; providing for a board of trustees; vesting title to all school property within said district in the trustees and their successors; charging the said district with all the indebtedness and the performance of all contracts of the school heretofore included within the district; providing that the board of trustees heretofore elected and now serving in Morton Common School District No. 4, as now existing, shall continue in effect for the district hereby created until the expiration of their terms and until their successors shall have been elected and qualified; authorizing the trustees to exercise all the rights and powers conferred by the general laws upon trustees of independent districts created for school purposes

under the general laws; validating and continuing in force the local maintenance taxes heretofore voted by the voters in the territory included within the district heretofore by a uniform tax upon the whole district, increase or diminish the same, or until they abolish such taxes in accordance with the general statutes; providing for the appointment of a board of equalization and tax assessor and collector for said district; providing that if any part of this act shall not be constitutional, the remaining part of this act shall not be invalidated; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 14, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 253, "An Act amending Chapter 51, Acts of the Regular Session of the Thirty-eighth Legislature, regulating publications in newspapers inserted by public officers, agents and agencies; prescribing the rate of charge thereof; fixing the price to be charged for political advertising; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 249, "An Act providing for the care, restraint, diagnosis and treatment of persons who are insane, mentally ill or mentally defective; providing for, regulating, and providing for operation of public institutions and hospitals for such persons; providing for the necessary officers, agents, agencies and employees for such purpose and to administer and enforce the laws relative to such persons; providing for sustenance and maintenance of such persons; providing for education and research relating to such persons; providing psychopathic research and hospitals; providing for the adjudication of insan-

ity or mental sickness or defect, the commitment and restraint of persons so afflicted; prescribing rules and regulations and defining offenses in connection with the care and treatment of such persons; providing the necessary funds and fixing necessary salaries to carry out the purpose of this act; repealing provisions of the Revised Civil Statutes and all other laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 14, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 101, "An Act to create a permanent Text-book Commission for the State of Texas, to be styled 'The Texas State Text-book Commission'; defining its membership and appointment; authorizing the adoption of a system of uniform text-books in this State and authorizing the adoption of a multiple list of books for use in high schools of the State; providing the manner in which revisions of adopted texts may be made; to prohibit lobbying before the Commission by legal and special representatives of authors or publishers; to prescribe rules and regulations for the Commission in entering into contracts with publishers of school text-books; to prescribe penalties for violation of the provisions of this act; to provide for the enforcement of contracts; providing for the purchase and distribution by the State of free textbooks to the public school children of the State of Texas; making it the duty of the State Board of Education to purchase such books from a fund set aside each year out of the available school fund of the State; providing the procedure to be followed in purchase of said books and their distribution through the State agencies or depositories which all parties with whom the State has made text-book contracts are required to maintain, and through the district boards of school trustees or their legally appointed representatives; providing for the method of ascertaining the scholastic census for purpose of free text-book distribution; prescribing the duties of district boards of school trustees and of the State Board of Education and the State Superintendent of Public Instruction under this act; pro-

viding that such books shall remain the property of the State and for the disposition of worn-out books; providing the method to be followed by teachers and principals in procuring books for their pupils; requiring teachers and school officers to make reports of the use, care and condition of such textbooks, and providing that the salary of any teacher or employe who neglects may be withheld; providing that the State Superintendent may make rules for the requisition, distribution, care, use and disposal of such books and that the local boards and school trustees shall have the power to make rules for local application; providing for the placing of printed labels on such books and numbering same and for the keeping of a record of all books issued to each pupil; providing for the fumigation of all books before reissuance; authorizing the sale of books to parents and pupils and to institutions of learning; providing that all moneys accruing from the sale of books and from other sources shall become a part of the State Text-book Fund; providing for the handling of complaints with reference to the prompt delivery of school books and for requisitions for supplementary books; fixing a penalty for a violation of the act; repealing all laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

FORTY-SIXTH DAY.

(Wednesday, March 18, 1925.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Satterwhite.

The roll was called and the following members were present:

Acker.	Bobbitt.
Albritton.	Boggs.
Alexander	Brown.
of Bastrop.	Bryant.
Alexander	Cade.
of Limestone.	Carter.
Atkinson.	Chitwood.
Avis.	Coffey.
Baker of Orange.	Conway.
Baker of Panola.	Coody.
Barker.	Covey.
Barron.	Cox of Lamar.
Bean.	Cox of Navarro.
Bedford.	Cummings.
Bird.	Dale.
Blount.	Daniels.

Davis of Dallas.	McGill.
Davis of Wood.	McKean.
DeBerry.	Montgomery.
Dielmann.	Moore.
Dinkle.	Nicholson.
Donnell.	Parish.
Downs.	Pavlica.
Dunlap.	Pearce.
Dunn of Falls.	Perdue.
Dunn of Hopkins.	Petsch.
Durham.	Poage.
Enderby.	Pool.
Farrar.	Pope.
Faulk.	Powell.
Fields.	Purl.
Finlay.	Rawlins.
Florence.	Raymer.
Foster.	Renfro.
Frnka.	Rice.
Graves.	Robinson.
Gray.	Rogers.
Hagaman.	Rowell.
Hall.	Runge.
Harman.	Sanford.
Harper.	Shearer.
High.	Sheats.
Hollowell.	Simmons.
Hoskins.	Sinks.
Hull.	Smith of Nueces.
Irwin.	Smith of Travis.
Jacks.	Smyth.
Jasper.	Sparks.
Johnson.	Stell.
Jones.	Stevenson.
Jordan.	Storey.
Justice.	Stout.
Kayton.	Strong.
Kemble.	Taylor.
Kenyon.	Teer.
King.	Thompson.
Kittrell.	Tomme.
Laird.	Veatch.
Lane of Hamilton.	Wade.
Lane of Harrison.	Walker.
Lipscomb.	Wallace.
Loftin.	Webb.
Low.	Wells.
Mankin.	Westbrook.
Masterson.	Wester.
Maxwell.	Williamson.
McDonald.	Wilson.
McDougald.	Woodruff.
McFarlane.	Young.

Absent.

Amsler.	Merritt.
Bartlett.	Morris.
Bateman.	Rowland.
Bonham.	Simpson.
Kinnear.	Stautzenberger.
McBride.	Stevens.
McNatt.	

A quorum was announced present.
Prayer was offered by Rev. J. C. Mitchell, Chaplain.